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1st CHARTER OF THE CITY of
Annapolis

Coll. Mrs. J. N. Galloway

T H E

C H A R T E R,
GRANTED BY HER LATE MAJESTY
QUEEN ANNE,
TO THE CITY OF
ANNAPOLIS.

A N N E, by the Grace of GOD, of Great-Britain, France and Ireland, and the Dominions thereunto belonging; QUEEN, Defender of the Faith, &c. To all and singular our faithful Subjects within our Province of MARYLAND, Greeting. *WHEREAS* there is a very pleasant, healthful, and commodious place for trade, by act of the general assembly of this our province laid out for a town and port, and called Annapolis, in honour of Us; which said town and port hath, in few years, (especially since the accession of our trusty and well beloved John Seymour, Esquire, our captain-general and governor in chief of this our province, to the government thereof,) very considerably increased in the number of its inhabitants, as well as buildings both public and private, so that it excelleth all other towns and ports in our said province, and for that our present seat of government within our province aforesaid is fixed at the said port and town, whereby the same is become the chief mart of the whole country;

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WE,

WE, being willing to encourage all our good and faithful subjects, as well at present residing and inhabiting, or which hereafter shall or may inhabit or reside, within the same port of Annapolis, of our royal grace, good will and mere motion, with the advice of our council in our said province, have thought fit, and do, by these our letters patent, constitute and erect the said town and port of Annapolis, together with the circuits and precincts thereof, including the lands heretofore laid out for the said town and port of Annapolis, public pasture and town common, together with the river and creeks adjacent, into a city, by the name of THE CITY OF ANNAPOLIS; and do grant to the inhabitants of the said city, that the same city shall be an Incorporate City, consisting of a Mayor, one person learned in the law, stiled and bearing the office of Recorder of the said city, and six Aldermen, and ten other persons to be Common-Council-Men of the said city; which said Mayor, Recorder, Aldermen and Common-Council-Men, shall be a body incorporate, and one community for ever, in right and by the name of Mayor, Recorder, Aldermen and Common-Council, of the said city of Annapolis; shall be able and capable to sue and be sued at law, and to act and execute, do and perform, as a body incorporate, which shall have succession for ever, and, to that end, to have a common seal; and that Amos Garrett, Esquire, one of the inhabitants of the said city, shall for the present be and be named mayor of the said city for the ensuing year, and Wornell Hunt, Esquire, recorder thereof, and William Bladen, John Freeman, Benjamin Fordham, Evan Jones, Thomas Bordley and Josiah Willson, Esquires, inhabitants of the said city, shall be aldermen thereof so long as they shall well behave themselves therein, having first taken and subscribed

scribed the test and several oaths for security of the government, as by law established, and also the oath appointed by Us, or our present governor, to be taken by the mayor, recorder and aldermen, of the city of Annapolis aforesaid, which shall be administered to them by our governor in chief, or keeper of the great seal of this our province for the time being, or by such other person or persons as we, our heirs and successors, or our governor aforesaid for the time being, shall from time to time authorise and appoint to administer the same; and we grant that the said mayor, recorder and aldermen, or the major part of them, shall elect and choose ten other of the most sufficient of the inhabitants of the said city, being freemen thereof, to be of the common-council of the said city for so long time as they shall well behave themselves.

AND, to perpetuate the succession of the said mayor, recorder, aldermen and common-council, in all time to come, we do grant, that for the future they shall assemble in some convenient place in the said city upon the feast day of St. Michael, the archangel, in every year, and shall elect and choose, by the major vote of such of them as shall be then present, one other of the aldermen of the said city for the time being to be mayor of the said city for the ensuing year; and, upon decease or removal of the said mayor of the said city for the time being, or upon any decease or deceases, removal or removals, of the said recorder or aldermen, or any of them, or within one month after such respective decease or deceases, removal or removals, the residue of the said aldermen, together with the said mayor (if he shall be living) or the major part of them, shall, at a set time by them to be appointed, within the said city and pre-
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cinets, elect and nominate some other person or persons to be mayor, recorder, alderman or aldermen, of the said city, in the place and places of such person or persons so deceased or removed respectively, as the case shall require, so as the said mayor, so to be elected and nominated, be at the time of such election and nomination actually one of the aldermen of the said city, and so as the said recorder, so to be elected and nominated, be a person learned in the law, and so as the said alderman or aldermen, so to be elected and nominated, be actually at the time of such election and nomination of the common-council of the said city, the said mayor, recorder, alderman or aldermen, so to be elected and nominated, first taking the severall and respective oaths before mentioned, to be appointed as aforesaid, and shall likewise then fill up, by the election of the free voters of the said city, out of and from among the inhabitants and freeholders of the said city, the full number of ten persons to be common-council-men; and that the said persons hereby appointed and named, or hereafter to be elected and nominated, mayor, recorder or aldermen, be justices of the peace within the city, precincts and liberties thereof, having first taken the oaths usually appointed to be taken by the justices of the peace.

AND the said mayor, recorder and aldermen, hereby named and appointed, or hereafter to be elected and nominated, or any three of them, whereof the said mayor or recorder for the time being shall be one, shall have, within the precincts of the said city, full power and authority to make constables, and other necessary officers, and to rule, order and govern, the inhabitants thereof, as justices of the peace are or shall be authorised to do, and shall have power to execute all the laws, ordinances
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and statutes, in that behalf made, as fully and amply as if they were authorised thereto by express commission named therein, willing and commanding, that no other justices of peace or quorum, within our said county or province, do, at any time hereafter, take upon them, or any of them, to execute the office of a justice of peace within the said city, or in the precincts thereof, notwithstanding any commission at large authorising them thereunto, saving the authority and jurisdiction of her majesty's justices of oyer and terminer and jail delivery, now or hereafter to be assigned, during the time of their holding their several respective courts in the said city.

AND further, we will and grant unto the said mayor, recorder, aldermen and common-council, of the said city for the time being, full power and authority, after the space of six years, to elect a sheriff for the said city, (but that, until then, the sheriff of Anne-Arundel county for the time being shall be sheriff of the said city,) and to make, order and appoint, such by-laws and ordinances among themselves, for the regulation and good government of trade and other matters, exigencies and things, within the said city and precincts, as to them, or the major part of them, shall seem meet, to be consonant to reason, and not contrary, but, as near as conveniently may be, agreeable to the laws and statutes now in force, which said by-laws shall be observed, kept and performed, by all manner of persons trading and residing within the said city, under such reasonable pains, penalties and forfeitures, as shall be imposed by the said mayor, recorder, aldermen and common-councilmen, or the major part of them, then assembled, from time to time, not exceeding forty shillings sterling; the

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said pains, penalties and forfeitures, to be raised by distress and sale of the goods of such person so offending, and to be employed for the public benefit of the said city, at their discretion.

AND further, we do grant and give full power, licence, privilege and authority, to the mayor, recorder, aldermen and common-council-men, of the said city for the time being, and their successors for ever, and also all freeholders of the said city; that is to say, all persons owning a whole lot of land, with an house built thereon according to law, and all persons actually residing and inhabiting in the said city, having a visible estate of the value of twenty pounds sterling at the least, and likewise all persons that hereafter shall serve five years to any trade within this city, and shall, after the expiration of their time, be actually housekeepers and inhabitants in the same, to send two citizens and delegates to every of our assembly or assemblies hereafter to be held, or at any time or times hereafter to be called to be held, for this our said province of Maryland, to be elected and chosen out of the inhabitants actually being and residing within the said city, having a freehold, or visible estate, of the value of twenty pounds sterling therein, by the said mayor, recorder, aldermen, common-council-men, freeholders and free men, as aforesaid, or the major part of them, being then present, by virtue of our writ or writs of election, to be sent to them for that purpose; which said writ or writs we do hereby grant shall be issued out and sent to the said mayor, recorder and aldermen, when and so often as occasion shall require; provided, that all such electors or voters as aforesaid do take an oath to be true to the interest of the said city, before they be admitted to such vote; and provided also,
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and at all times after the end of the next general assembly to be held for this province, no free man as aforesaid, not being a freeholder as aforesaid, shall have the liberty of such vote as aforesaid until three months after such his freedom obtained.

AND, when hereafter there shall happen any general assembly to be held, according as writs shall be sent for the severall and respective counties for electing deputies or delegates for their severall and respective counties in this our province of Maryland, we further grant, that the said citizens and delegates, by them so as aforesaid elected and sent, shall have full and free votes and voices in all and every of our general assemblies, touching or concerning all matters or things there to be discoursed and handled, as other the deputies or delegates of the severall and respective counties formerly have had, now have, or hereafter shall have.

AND further, we grant and give licence to the mayor, recorder, aldermen and common-council, of the said city, for the time being, and their successors for ever, to have and to hold two markets weekly within the said city, on every Wednesday and Saturday in the week, in some convenient place to be by them appointed within the precincts and liberties of the said city, and also two fairs yearly, to be kept on Monday called St. Philip and Jacob's day, and on the feast of St. Michael, the archangel, (or on the next day succeeding each or either of them in case they shall happen to fall on the Lord's day,) for the sale and vending all manner of goods, cattle, wares and merchandises, whatsoever; on which said fair days, and first two days before and after, all persons coming to the said fairs, together with their
cattle,

cattle, goods, wares and merchandises, and returning thence, shall be exempt and privileged from any arrest, attachments or executions, whatsoever; and that the said mayor and aldermen shall have power to set such reasonable toll upon such goods, cattle, merchandises and other commodities, as shall be sold therein respectively, as shall be thought fit, not exceeding six-pence on every beast sold, and the twentieth part of the value of any commodity, and shall and may hold a court of pypowdry, during the said fair, for the determination of all controversies and quarrels which may happen therein, according to the usual course in England in the like cases, and we grant unto them all profits and perquisites due, incident and belonging, to said market-fair and court of pypowdry.

AND further, we do grant that the said mayor, recorder and aldermen, or any three or more of them, shall hold a court of husings within the said city, where they are hereby empowered to make proper officers, and settle reasonable fees, not exceeding what are now allowed in the county court, and shall have jurisdiction, and hold plea of trespass and ejection for any lands or tenements within the said city, as also of all writs of dower for the same lands and tenements, and of all other actions, personal and mixed, and, as a court of record, give judgment, and award execution thereon, according to the laws and statutes of England and this province; provided the demand in the said action, personal and mixed, exceed not the sum of six pounds ten shillings sterling, or seventeen hundred pounds of tobacco.

AND provided nevertbeless, That any party or parties, plaintiffs or defendants, shall be at their liberty,

on good grounds, to bring writs of habeas corpus and certiorari to remove any complaints from the said bustings to the provincial court of this province, and also to appeal from the judgment of the mayor's court, or bring writs of error, at their choice, to the provincial court, under such limitation and regulation as is already, by the act of assembly of this province, assigned for prosecuting appeals and writs of error from the county courts to the provincial.

IN TESTIMONY whereof, we have caused these our letters to be made patent.

GIVEN, at ANNAPOLIS, under the great seal of our said province. Witness our trusty and well beloved JOHN SEYMOUR, Esquire, captain-general, and governor in chief, of our said province, this twenty-second day of November, in the seventh year of our reign, &c. annoque domini 1708.

JOHN SEYMOUR, Esquire, Governor.

AMOS GARRET, Esquire, Mayor.

A C T S
O F T H E
G E N E R A L A S S E M B L Y .

*An ACT confirming and explaining the charter to the
city of Annapolis.*

WHEREAS this present general assembly have taken into their consideration the charter lately granted to the city of Annapolis, and being desirous to give all due encouragement to cohabitation, have resolved to confirm the same charter, and to explain and restrain some clauses and grants therein contained, they humbly pray that it may be enacted,

II. AND IT IS HEREBY ENACTED, by the Queen's most excellent Majesty, by and with the Advice and Consent of her Majesty's Governor, Council and Assembly, of this Province, and by the Authority of the same, That the said charter to the city of Annapolis, bearing date, at the said city, on the twenty-second day of November, anno 1708, in the seventh year of her majesty's reign, sealed with the great seal of this her majesty's province, and signed with the sign manual of his excellency John Seymour, Esquire, captain-general and governor in chief thereof, incorporating the inhabitants of Annapolis into a city and body corporate, and the several articles, clauses, grants, powers, authorities and privileges, therein contained, shall, by virtue of this act, be held, taken, stand,

stand, remain, and be firm and valid, to all intents and purposes whatsoever, within the same charter mentioned and expressed, subject nevertheless to the several restrictions and explanations herein specified and declared; (that is to say,) that it shall in no wise be intended, construed, meant or taken, to infringe the liberties and privileges of the public, either in regard to the public lands and buildings by them heretofore purchased and built, but that the same shall be reserved and continued for ever to the uses and purposes to which they have already been allotted; and that all and every the judges and justices of the several courts of judicature, which have usually held their courts within the same city, in the public court-house thereof, shall and may continue so to do; and the justices, commissioners and sheriff, of Anne-Arundel county, shall have, hold and exercise, their jurisdiction, in as full and ample manner, to all intents and purposes, in the port of Annapolis, as heretofore had been usual.

III. AND BE IT FURTHER ENACTED AND DECLARED, That the by-laws to be made by the said corporation shall not affect, or be binding to, any other the inhabitants of this province, but wholly restrained to the inhabitants and residents of the said city; and that the clause in the said charter, empowering the corporation to set toll on horses, cattle and other commodities, to be sold on the two fair days of the first of May, and of St. Michael the archangel, yearly, shall not, in anywise, enure, be construed or extended, to empowering the corporation to assess any toll or impost upon cattle, goods, wares or merchandises, whatsoever, to be sold therein, if the goods,
wares

wares or merchandises, should not amount to the value of twenty shillings current money; but if it exceed twenty shillings value, and not above five pounds current money, then the sum of six-pence shall be paid for the fee or toll thereof; and for all goods, &c. exceeding in value five pounds current money, then it shall be lawful to assess the sum of twelve-pence current money for the fee or toll thereof, and no more.

IV. AND, whereas the citizens and burgeses of the severall boroughs in England have formerly been allowed but half wages, in respect to the salary of the knights of the shires, BE IT THEREFORE ENACTED, That the citizens representing the city of Annapolis, shall only be allowed half the wages to the delegates and representatives as is and shall be allowed to the delegates of the severall counties of this province, and no more.

V. AND, whereas Wornell Hunt, Esquire, the present recorder of the said city, is not yet qualified for that trust, by reason he hath not been resident in this province during the term of three years, nevertheless the said Wornell Hunt, by virtue of this act, shall be deemed, and is hereby qualified and enabled, to hold and execute the said office of recorder of the city aforesaid, any law, statute, usage or custom, to the contrary in anywise notwithstanding.

VI. AND BE IT ENACTED, *by the Advice and Consent aforesaid*, That the land called the Town-Common be reserved and remain to the use of the proper owner or owners, unless the citizens can make
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it appear to have made satisfaction for the same the next session of assembly.

An ACT for settling all disputes concerning the boundaries of the several lots within the city of Annapolis, and confirming the same to the respective takers up, improvers and purchasers thereof, and for laying out ten acres of land, out of the town pasture, into twenty lots more, to be added to the said city.

WHEREAS the original plot of survey of the town of Annapolis, now erected into a city, has been destroyed by the fire of the stadthouse in the year one thousand seven hundred and four, and little or no footsteps left to find out the bounds of the several lots, whereby many disputes and lawsuits are like to arise among the inhabitants and proprietors of the said lots; and, forasmuch as justice may the more speedily, and at far less charges, be administered upon any such disputes by three or more indifferent persons, appointed by law to act as commissioners to hear and finally determine them, and ascertain the boundaries and proprietorships of the lots within the said city, as near as may be, according to the true intent and meaning of the original surveys of such proprietorships, and of the lots, of the town and port of Annapolis, made by Mr. Richard Beard, deceased; it is therefore prayed, that it might be enacted,

II. AND BE IT ENACTED, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That the honourable colonel William Holland,

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colonel Thomas Addifon, captain Daniel Mariartee and Mr. Alexander Warfield, or any three of them, be and are hereby appointed, authorized and empowered, commissioners for hearing, and finally determining, all or any the disputes that have and may arise among any the takers up, improvers or purchasers, of all or any the lot or lots of land laid out within the said city, concerning either the property or bounds of any the said lots, and that, to that end, the aforesaid commissioners, or the major part of them, together with James Stoddart, Esquire, who is hereby appointed to survey the aforesaid city, and the several lots, streets, and public grounds therein, do, some time before the first day of August, in this present year of our Lord God seventeen hundred and eighteen, meet within the same city, and calling before them, or the major part of them, the respective proprietors and claimers of the lots aforesaid, hear and examine their pretensions thereto, and cause the bounds thereof to be ascertained and staked out according to the true intent and meaning of the original plot or survey of the town of Annapolis, heretofore made by the aforesaid Mr. Richard Beard, so that no man, that has built by mistake, be ousted of his possession, and finally to ascertain the properties of the several claims therein, and cause their several determinations to be fairly transcribed, and transmitted in the secretary's office of this province, as the settled and indisputable bounds and properties of all and singular the said lots, and parties claiming the same.

III. AND, to the end that the respective owners of any parcels or quantity of lands, lying within the survey or plot of the said city, may receive just and equitable

equitable satisfaction from the several claimers or possessors of such lots as may happen to fall within the respective bounds they claim property in, BE IT ENACTED, *by the Authority, Advice and Consent, aforesaid,* That such respective owners or claimers of any quantity or parcel of land, lying within the said city, do appear before the said commissioners, at or before the first day of August next, or at any other day or time as the said commissioners, or the major part of them, shall appoint or direct, at the said city, and upon oath, by the aforesaid commissioners, or any of them, to be administered to them, declare whether or no they know, or have heard, of any satisfaction or payment for all or any part of the said lands, heretofore made to themselves, or any others, by, from or under, whom they claim the same; and that, at the same time, the said claimers and owners of such quantities or parcels of land make good, and shew to the said commissioners, their respective rights and claims to the aforesaid lands, and receive such reasonable satisfaction therefore from the respective proprietors of lots within such their lands, as the aforesaid commissioners, or the major part of them, shall direct; and that, in default of such claim and making good their several rights to the aforesaid quantities or parcels of land as aforesaid, they, the said claimers and proprietors, and their heirs and assigns, shall be for ever hereafter precluded and barred from any claim, right, or interest thereto, and the aforesaid quantities or parcels of land shall be deemed to be held by the owner of such lots, under the like rents and services as other lots and lands within the city aforesaid now are.

IV. AND, whereas, for the better encouragement of poor tradesmen to come and inhabit within the said city, and carry on their respective trades therein, the corporation of the said city have supplicated this general assembly, that twenty more small lots should be laid and added to the said city, BE IT THEREFORE ENACTED, *by and with the Authority, Advice and Consent, aforesaid,* That the said commissioners, or the major part of them, by this act nominated and appointed, shall cause ten acres of the public pasture, lying on the north side of the said city, and to the eastward of the ferry road that leads by the hill whereon the powder-house now stands, to be surveyed and staked out into twenty lots, to be taken up by any person or persons that shall build a dwelling-house upon the same, according to the directions of the aforesaid act for erecting Anne-Arundel and Oxford towns into ports and towns; which taking up, and building upon, as aforesaid, upon paying to the proprietors of the said ten acres what sum the said commissioners, or the major part of them, shall assess and award to be paid for each lot, shall, by virtue of this act, make and vest a sure and indefeasible estate, in fee, in and to the respective takers up, and builders thereon, and to their heirs and assigns, in all or any the aforesaid twenty lots so to be laid out as aforesaid, any law, statute or usage, to the contrary notwithstanding.

V. PROVIDED NEVERTHELESS, and it is the true intent and meaning of this act, That no person already possessing a lot, or any part of a lot, within the said city, shall have liberty to take up any of the said twenty lots, for and during the space of two whole years

years from the laying out the said twenty lots, nor shall any person take up any the said twenty lots, in the name of any other, for his own use.

VI. AND, for the continuing the succession of commissioners and surveyors, until the business referred to them be completed, BE IT ENACTED, *as aforesaid*, That in case of the death, or absence, of any the said commissioners or surveyor, that the survivors be, as they are hereby, empowered to choose others, by majority of voices, to serve in the stead or place of such as are absent or deceased; and also, that the said commissioners be allowed each fifteen shillings per day for their attendance; and that all charges arising on the execution of this law, shall be ascertained by the said commissioners, and satisfied and raised by an equal assessment, by the lot, upon the several proprietors thereof, to be levied in such manner as the said commissioners shall direct; and the said commissioners, or the major part of them, are hereby empowered and authorized to inquire if any thing be due, and, if any thing, what is due, from the public for any part of the lands laid out, in the city aforesaid, for the use of the public, and to make their report thereof to the next assembly, to the end that the proprietors of the said lands may have just satisfaction made them for the same.

VII. AND BE IT LIKEWISE FURTHER ENACTED, That the clerk of the mayor's court, for the time being, be clerk to the said commissioners, to enter their proceedings in the premises aforesaid; which said proceedings shall be entered in the records of the mayor's court, whereto all persons concerned may have recourse.

VIII. AND

VIII. AND BE IT LIKEWISE ENACTED, That the commissioners aforesaid shall take the oaths appointed to be taken by the act for ascertaining the bounds of land within this province, in the like manner as is directed by that act.

An ACT to confirm an estate, in fee-simple, to such persons as already have, or hereafter shall purchase, any the lands lying in the new town, commonly called The Addition to the city of Annapolis, or any land adjoining to the said city of Annapolis, commonly called the Town Pasture or Common, and to invest them with the same privileges, within the city of Annapolis, as other the freeholders therein now have, or hereafter may enjoy.

WHEREAS sundry persons lately have, and still do continue to purchase lots or parcels of ground, lying as well in the new town, commonly called The Addition to the city of Annapolis, as in the land adjoining to the said city of Annapolis, commonly called The Town Pasture or Common, from the respective proprietors thereof: And whereas the said purchasers do design to settle and improve the said lots; but, forasmuch as it may hereafter be doubted whether their title to the said lots are good and valid, or, that by virtue of their respective purchases, they may be entitled to the same rights and privileges that other the inhabitants or freeholders of the said city do now, or hereafter may, enjoy,

II. BE IT THEREFORE ENACTED, *by the Right Honourable the Lord Proprietor, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority*

ty of the same, That the several lots or parcels of ground already purchased, or that shall hereafter happen to be purchased, from the respective proprietors thereof, either in the said Addition to the city of Annapolis, or the lands adjoining thereto, called The Town Pasture or Common, be carefully surveyed by some skilful surveyor, and, when so done, the said respective lots, or parcels of land, be numbered in usual manner, and returned into the mayor's court office of the city aforesaid.

III. AND BE IT FURTHER ENACTED, *by the Authority aforesaid, by and with the Advice and Consent aforesaid,* That the several purchasers aforesaid, their heirs or assigns, shall, from the time of their respective purchases, have, hold and enjoy, an absolute estate, in fee-simple, in the said lots, or parcels of land, by them already purchased, or that shall hereafter happen to be purchased, as aforesaid; and that they the said purchasers, and their assigns, shall, by virtue of the respective purchases aforesaid, and building a substantial dwelling-house, with four hundred foot of flooring, besides garrets or roofs, shall, for every quarter of an acre so improved, have and enjoy all and singular the privileges that the freeholders or inhabitants of the said city have heretofore had, or hereafter shall have, notwithstanding the said lots, or parcels of land, have not been heretofore laid out into lots; and that the same lots may hereafter be deemed within, and as part of, the city lots, any law, statute, usage or custom, to the contrary notwithstanding.

IV. PROVIDED, That it may be lawful for the present owners to sell unto any purchasers, to hold of
him

him or them, under the like rents and conditions as the said owners hold the same under the lord proprietor, as in the cases of lord mesne and tenant in England, in case they make their deeds of bargains and sale accordingly.

V. AND PROVIDED ALSO, That convenient streets and alleys be duly regarded, saving to his lordship the lord proprietor, his heirs and successors, and to all bodies politic and corporate, and all others not mentioned in this act, their several and respective rights.

DECLARATION of RIGHTS.

SECTION XXXVII.

THAT the city of Annapolis ought to have all its rights, privileges and benefits, agreeable to its charter, and the acts of assembly confirming and regulating the same, subject, nevertheless, to such alterations as may be made by this convention, or any future legislature.

CONSTITUTION and FORM of GOVERNMENT.

SECTION IV.

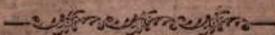
THAT all persons, qualified by the charter of the city of Annapolis to vote for burgesses, shall, on the same first Monday of October, seventeen hundred and seventy-seven, and on the same day in every year for ever thereafter, elect, viva voce, by a majority

majority of votes, two delegates, qualified agreeable to the said charter; that the mayor, recorder and aldermen, of the said city, or any three of them, be judges of the election, appoint the place in the said city for holding the same, and may adjourn from day to day as aforesaid, and shall make return thereof as aforesaid; but the inhabitants of the said city shall not be entitled to vote for delegates for Anne-Arundel county, unless they have a freehold of fifty acres of land in the county, distinct from the city.

SECTION XIV.

THAT the senate be chosen in the following manner: All persons, qualified as aforesaid to vote for county delegates, shall, on the first Monday of September, 1781, and on the same day in every fifth year for ever thereafter, elect, viva voce, by a majority of votes, two persons for their respective counties, qualified as aforesaid to be elected county delegates, to be electors of the senate; and the sheriff of each county, or, in case of sickness, his deputy, (summoning two justices of the county, who are required to attend for the preservation of the peace,) shall hold, and be judge of, the said election, and make return thereof as aforesaid: And all persons, qualified as aforesaid to vote for delegates for the city of Annapolis and Baltimore-town, shall, on the same first Monday of September, 1781, and on the same day in every fifth year for ever thereafter, elect, viva voce, by a majority of votes, one person for the said city and town respectively, qualified as aforesaid to be elected a delegate for the said city and town respectively; the said election to be held in the same manner as the election of delegates for the said city and town;

the right to elect the said elector, with respect to Baltimore-town, to continue as long as the right to elect delegates for the said town.



An ACT to enable the corporation of the city of Annapolis to sell or lease certain lands, and to enlarge and ascertain the jurisdiction of the mayor's court of the said city.

WHEREAS the ground heretofore laid out and reserved for the building of ships and other vessels, within the said city, is found to be inconvenient for such purposes,

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the corporation of the city of Annapolis, and their successors, shall have full power and authority to sell and dispose of the said ground, or to lease the same, as they shall think most advantageous, and to make and execute any conveyance or conveyances, lease or leases, thereof, or any part thereof, as they may think proper, under the seal of the corporation; and such conveyance or lease shall be good and effectual in law, if recorded within the time limited by law; and that so much of the monies arising from such sales, and of the rents to be reserved on any leases respecting the premises, shall be applied towards the purchase of one or more places within the said city, as the said corporation shall think fit, for the building of ships and other vessels, and the overplus, if any, shall be applied by the corporation of the said city for the benefit thereof.

III. AND

III. AND BE IT ENACTED, That every conveyance for any ground whatever, which shall be purchased as aforesaid by the said corporation, shall be made to the mayor and corporation of the said city, and their successors; and that all rents reserved on any leases to be made as aforesaid by the said corporation, shall be reserved and made payable to the said mayor and corporation, and their successors; and that such conveyance shall be good and effectual in law, if recorded within the time appointed by law.

IV. WHEREAS, by the charter of the said city, all pains and penalties imposed by the laws of the said corporation are recoverable by distress and sale of the offender's goods, and it is represented to this general assembly, that it frequently happens that offenders against the by-laws of the said corporation escape with impunity, not being possessed of any goods whereon the said penalties may be levied; for remedy whereof, BE IT ENACTED, That all fines, forfeitures and penalties, which have been heretofore imposed, or shall be hereafter imposed, by any laws of the said corporation, or which have been heretofore incurred, or shall be hereafter incurred, shall and may be recovered by execution against the person of the offender, or by execution against the person of his bail or security, if the sheriff shall return his writ non est inventus against the principal.

V. AND, for the better defraying the charge and expence annually incurred by the corporation of the said city, for the sitting of the mayor's court, the meeting of the corporation, the payment of the prosecutor, clerks, constables and other officers, and for
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the repairs of the streets and dock, and for other necessary purposes, BE IT ENACTED, That the corporation of the said city shall have full power and authority to impose a tax on all property within the said city, or precincts thereof, not exceeding the sum of six-pence, in any one year, for every one hundred pounds worth of property, direct the collection thereof, by execution thereof against the property or the person of the owner.

An ACT to enable the corporation of the city of Annapolis to lay a tax on property within the said city and the precincts, to regulate and license ordinaries and retailers of spirituous liquors within the said city, and the precincts thereof.

WHEREAS it is represented to this general assembly, that the annual ordinary expences of the corporation of the city of Annapolis, for the support of the mayor's court and its proper officers, and the necessary charge of repairing the streets, require considerable sums of money, and the funds belonging to the said city are very trivial, and greatly inadequate to the annual expences thereof; and it is also represented, that the dock of this city requires immediately to be cleaned, and that there is no market-house in the said city;

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the corporation of the said city of Annapolis, and their successors, he and they are hereby authorised to lay a tax, not exceeding one shilling current money in any one year, for every hundred pounds of property within the said city, and the precincts

cincts thereof, as the said corporation may think proper.

III. AND BE IT ENACTED, That the power of regulating ordinaries and retailers of spirituous liquors within the said city, and precincts thereof, shall be hereafter vested in the said corporation, and their successors; and the mayor's court of the said city only shall hereafter grant licences to ordinary-keepers, and retailers of spirituous liquors within the said city, and its precincts, under such regulations and rules as the said corporation, and their successors, may make; and the said corporation, and their successors, may reserve and lay such fine on every licence granted by the said mayor's court to any ordinary-keeper, or retailer of spirituous liquors, within the said city, and its precincts.

IV. AND BE IT ENACTED, That the monies arising from said tax, and from the fines, and for licences to ordinary-keepers, and other retailers of spirituous liquors, levied or imposed in virtue of this act, shall be appropriated and applied, by the corporation of the said city, to defray the usual and ordinary expences thereof, and the amending and keeping in repair the streets of the said city, and the cleaning out the dock, and the building a market-house, and to such other uses as the said corporation may judge most for the benefit and advantage of the said city.

V. THIS act to continue and be in force for and during the term of ten years, and until the end of the next session of assembly which shall happen thereafter.

An ACT to empower the corporation of the city of Annapolis to suppress public and excessive gaming.

BE IT ENACTED, by the General Assembly of Maryland, That the mayor, recorder, aldermen and common-council-men, of the city of Annapolis, shall be and are hereby authorized and empowered, from time to time, to make and execute any by-law or ordinance for prohibiting, restraining and punishing, any public and excessive gaming in the said city, and the precincts thereof.

II. AND BE IT ENACTED, That the said precincts, and power of the said corporation, shall extend to a line drawn south from the head of Dorsey's Creek, on the north-west of the said city, at or near the poor-house, to the creek on the south side thereof, called the Spa Creek; and all persons within the said city, and said precincts to the extent of said line, shall be subject to the by-laws or ordinances of said corporation.

B Y - L A W S
O F T H E
C O R P O R A T I O N
O F T H E
C I T Y O F A N N A P O L I S.

A BY-LAW to repeal all former by-laws of this corporation.

WHEREAS the by-laws of this corporation are now revised, BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That all by-laws heretofore made and published, shall be and are hereby repealed, abrogated, and made null and void.

II. PROVIDED NEVERTHELESS, That all persons who have violated or broke any of the by-laws hereby repealed, shall be liable to be prosecuted and convict for such violation or breach, and to the penalties and forfeitures mentioned in such by-law, the present repeal notwithstanding, so as such prosecution shall be commenced before the first day of July next.

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A BY-LAW to ascertain the allowance to juries for verdicts, and by whom the fees to the several officers of the mayor's court shall be paid.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That in all actions of meum and tuum which shall be brought in this court, and tried by a jury, the party, for whom a verdict is given or found, shall satisfy and pay to such jury, as an allowance in every cause, the sum of twelve shillings current money, which shall be allowed in his, her, or their bill of costs; in case any jury, who shall be sworn and charged in any cause, shall be ready to give their verdict therein, but the plaintiff or plaintiffs in such cause shall refuse to appear to such verdict, whereby the said plaintiff or plaintiffs in such cause shall be nonsuit, that then, and in such case, the said jury shall be allowed the aforesaid sum of twelve shillings current money, in the same manner as if they had given their verdict in such cause, and the same shall be paid by the defendant or defendants therein, and be allowed in his, her, or their bill of costs against the plaintiff or plaintiffs in such cause; and in all criminal causes to be tried as aforesaid, the party or parties who shall be thereof legally convicted by verdict of a jury, shall, and are hereby obliged, to pay and satisfy such jurors who shall try the same as aforesaid, the like sum of twelve shillings current money.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the authority aforesaid,* That the several and respective jurors, hereafter to be impannelled, shall and
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are hereby obliged, constantly and every court, to attend their respective duties; and every juror or jurors, in default thereof, without reasonable cause, to be allowed by the court, shall be fined by the court, to the use of this corporation, not exceeding the sum of twenty shillings current money; that all persons, against whom any presentment or presentments shall be found by the grand jury, and who shall be thereof legally convicted, by confession, verdict of a jury, or otherwise, shall be obliged to pay the several and respective officers of the mayor's court of the city of Annapolis, all and singular the fees with which he, she or they, shall be charged, according to the rate established, or to be established, by the said court.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the prosecutor of the mayor's court of this city shall have and receive, as a yearly salary, the sum of twenty pounds current money for his services in all cases whatever, not otherwise provided for by law, which shall be paid by the treasurer of the corporation, out of the monies received by him for the use of the corporation, on producing an order of the court for that purpose.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the clerk of the corporation, and of the said mayor's court, shall have and receive, as a yearly salary, the sum of fifteen pounds like money, for his services in all cases whatever, not otherwise provided for by law, to be paid as aforesaid.

A BY-LAW to oblige officers to attend their duty, and to direct sheriffs in the execution of their office.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That whatsoever ministerial officer or officers belonging to the mayor's court, shall omit or neglect to appear and give their respective attendances according to the said court's adjournment, without further notice, be fined for such neglect, by the court then sitting, not exceeding the sum of twenty shillings current money, to the use of this corporation, unless sickness, or other cases of absolute necessity, impede them, to be adjudged and allowed by the court.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That when and as often as any person shall be elected, according to the directions of the charter of the city of Annapolis, from and after the publication of this by-law, as sheriff of the said city, and shall neglect or refuse to qualify himself, and to execute the said office, being under no apparent disability or incapacity to execute the same, or privileged, shall be fined not exceeding the sum of three pounds current money, to the use of this corporation, to be levied by distress and sale of the party's goods so refusing.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That every sheriff, before he proceeds upon the execution of his office, shall enter into a bond, in the name of the state of Maryland, to the use of this corporation, with two good securities, to be approved by the court, in the
penalty

penalty of one hundred pounds current money, conditioned as follows, to wit: "The condition of the above obligation is such, that if the above bound A. B. as sheriff of the city of Annapolis, shall well and truly discharge his duty in the said office, regularly account with the treasurer of the corporation, and pay him all monies received by him the said A. B. for their use, then the above obligation to be void, otherwise to remain and be in full force and virtue in law."

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That such sheriff, before he enter upon the execution of his office, shall take the oath of fidelity to this state, and repeat and subscribe a declaration of his belief in the christian religion, and also take the following oath of office, to wit: "I, A. B. do swear, that I will well and faithfully demean myself in the office of sheriff of this city, during the time of my continuance therein, according to the best of my skill and knowledge. So help me God."

A BY-LAW to prevent accidents by fire.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That in case any chimney shall catch fire, so as to blaze out at the top thereof, the master or mistress of the family occupying or possessing the house to which such chimney belongs, shall be fined the sum of forty shillings current money, for the use of this corporation, to be recovered by indictment or confession.

II. AND

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every dwelling-house, or separate tenement, with a chimney wherein any fire shall be made, within this city, or the precincts thereof, shall be furnished and provided with one good and sufficient ladder, hanging from the ridge of the house, for every such chimney, and also one other good and sufficient moveable ladder, to reach from the ground to the hanging ladder or ladders aforesaid.

III. PROVIDED, That if any dwelling-house, or separate tenement, as aforesaid, shall be provided, for each chimney as aforesaid, with a good and sufficient standing ladder, which shall reach from the ground to the ridge of such house, they shall not be liable to be furnished with the hanging ladders as aforesaid.

IV. PROVIDED ALSO, That all persons who have the convenience of a communication to the tops of their houses, through the roofs of the same, shall not be subject to any penalties by this by-law inflicted respecting ladders to such house or houses.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every occupier of a dwelling-house, or separate tenement, as aforesaid, in the said city, or the precincts thereof, claiming an immediate freehold at least in such house or tenement, and every landlord residing within the said city, or the precincts thereof, who shall lease or rent out, to any other person or persons, any dwelling-house or tenement as aforesaid, within the said city, or the precincts thereof, shall furnish and provide as aforesaid, for every such dwelling-house or tenement so occupied,

ried, or leas'd or let out as aforesaid, the aforesaid ladders; and that the same be taken and deemed as annexed to, and go with, every such dwelling-house or tenement, under the penalty, to every such person occupying, leasing or letting out as aforesaid, for every offence, the sum of forty shillings current money, to the use of this corporation, with the like penalty for every three months neglect, to be recovered and applied as aforesaid.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the receipt of any tenant of any such dwelling-house, or separate tenement, within the said city, or the precincts thereof, for such ladders, to the landlord, shall be deemed and taken as full and sufficient evidence that such landlord has complied with his duty, pursuant to this by-law, in furnishing and providing for such dwelling-house or tenement the ladders aforesaid; and, in case any such tenant shall refuse or neglect, upon tender of such landlord, or by any other person by his authority, of such ladders, to deliver a receipt for the same, such receipt being demanded, such landlord shall be discharged from all the penalties aforesaid, and such tenant shall, in lieu and stead of such landlord, become liable to all the forfeitures and penalties aforesaid ordained against such landlord for not furnishing and providing ladders as aforesaid, and to be recovered and applied in the same manner.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That any person occupying any such dwelling-house or tenement, within the said city, or the precincts thereof, the owner,
claimers

claimer or landlord, whereof, as aforesaid, is not a resident within the said city or precincts, such occupier shall, and he is hereby declared, deemed, construed and taken, to be obliged and required to furnish and provide for such dwelling-houſe, or tenement, the ladders aforesaid.

VIII. PROVIDED ALWAYS, and it is the true intent and meaning of this by-law, That it shall and may be lawful to and for the occupier last aforesaid, upon removing from or quitting his dwelling-houſe, to take and carry with him the ladders aforesaid, any thing herein contained to the contrary in anywise notwithstanding.

IX. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That any person or persons that shall make, cause to be made, or permit, any fire in any wooden chimney, iron pot, tub of wood filled with dirt, or other like contrivance, hereafter, shall, if a free man, forfeit and pay the sum of forty shillings current money for every such offence, to be recovered as aforesaid to the use aforesaid, and, if a servant or slave, the master, mistress, or person employing such servant or slave, shall forfeit and pay the sum of forty shillings like money, to be recovered and applied as aforesaid.

X. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That no person or persons, hereafter, shall suffer any stack or rick of hay, straw or fodder, to be out of doors upon their lots, or keep any hay, straw, or fodder of any sort, in any dwelling-houſe, on pain of forfeiting forty shillings, and
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the like fine for every month such stack or rick shall be suffered to be on such lot, or hay, straw or fodder, remain in any dwelling-house, to be recovered as aforesaid for the use aforesaid.

XI. PROVIDED NEVERTHELESS, That nothing contained in this by-law shall be construed to prevent any of the inhabitants of this city from making and curing of hay within this city, or the precincts thereof, nor shall such persons incur the penalties aforesaid in case they shall find it necessary for the preservation of such hay, during the time of curing, to form it into ricks or stacks.

XII. PROVIDED ALSO, That it shall and may be lawful for any person or persons importing hay, straw or fodder, into the said city, by water, to secure the same in ricks or stacks, the said ricks or stacks to be at least one hundred yards distant from any house.

XIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any carpenter or joiner, working within this city, or the precincts thereof, shall leave, or suffer to be left, in his shop or work-house, any considerable quantity of shavings or chips, upon his shutting up his said shop or work-house at night, the said carpenter or joiner, for every such offence committed, shall forfeit not exceeding the sum of forty shillings current money, to the use of the corporation, to be recovered and applied as aforesaid.

XIV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That any person residing

siding within this city, or the precincts thereof, who shall carry any fire uncovered through the streets, lanes or alleys, of this city, shall, if a free man, forfeit and pay, for every such offence, the sum of fifteen shillings current money, to the use of this corporation, to be recovered either before the mayor, recorder, or any one of the aldermen, of this city, or by indictment or confession in the mayor's court, and, if an apprentice, servant or slave, the master or mistress of such apprentice, servant or slave, shall forfeit and pay the sum of fifteen shillings current money for every such offence, to be recovered and applied as aforesaid.

A BY-LAW to prohibit keeping sheep, goats, swine or geese, within this city, or the precincts thereof, except in styes or enclosures.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That from and after the twentieth day of July, instant, no person or persons within the said city, or precincts thereof, shall keep or support any sheep, goats, swine or geese, within this city, or the precincts thereof, except such sheep, goats, swine or geese, as they may or shall keep in pens or styes within their respective enclosures, (the said pens or styes not to be contiguous to the street, or offensive to any of the inhabitants,) under the penalty of twenty shillings current money for every sheep, goat or swine, and under the penalty of two shillings and sixpence current money for every goose, by him kept or supported contrary to this by-law, to the use of this corporation,

corporation, to be recovered before the mayor, recorder, or any one of the aldermen, or in the mayor's court by indictment or confession.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall be lawful for the constables of this city, or either of them, and they are hereby directed and required, to take up any sheep, goats, swine or geese, going at large within the said city, or its precincts, and to impound the same, giving notice thereof at the market-house for five days, and if no person shall claim such sheep, goats, swine or geese, within the five days aforesaid, and if claimed, and the owner will not pay, within the said five days, the sum of two shillings and six-pence current money for each day such sheep, goats or swine, shall be impounded, and six-pence per day for each goose so taken up, it shall and may be lawful for the person making such seizure to sell such sheep, goats, swine or geese, and, after deducting twelve shillings and six-pence current money for the five days impounding as aforesaid, or two and six-pence for each goose, as the case may be, he shall pay the balance, if any, to the sheriff of this city, for the use of the owner, or of the corporation if not demanded within three months from the time of the sale, and that the mayor's court make them such compensation for their trouble as they may think proper, to be deducted out of the money arising from the sales, and retained for the use of this corporation by this by-law; and that the said constables, and each of them, shall account with the mayor's court for the said sales at their next sitting after sales made.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall be lawful for any person to take up any sheep, goats, swine or geese, going at large within this city, or its precincts, and to impound the same, giving notice in the manner and for the time prescribed in this by-law, and if no person shall claim such sheep, goats, swine or geese, within the five days aforesaid, and if claimed, and the owner will not pay, within the said five days, the sum of two shillings and six-pence current money aforesaid for each day such sheep, goats or swine, shall be impounded, or six-pence per day for each goose, it shall be lawful for the person making such seizure to sell such sheep, goats, swine or geese, and after deducting twelve shillings and six-pence current money for the five days impounding as aforesaid, or two shillings and six-pence, as the case may be, he shall pay the balance, if any, to the sheriff of this city, for the use of the owner, or of the corporation if not demanded within three months from the time of the sale.

A BY-LAW empowering the mayor, recorder, or any one of the aldermen, to determine in cases of small debts.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That from and after the publication of this by-law, in all cases where the real debt or damage doth not exceed five pounds current money, it shall and may be lawful for the mayor, recorder, or any one of the aldermen, of this city, to try, hear and determine, the matter of controversy between the creditor and debtor,

debtor, and, upon full hearing of the allegations and evidences of both parties, to give judgment according to the laws of the land and the equity and right of the matter, and, if need be, charge the constable with the body of the debtor in execution, who is hereby obliged and empowered to carry the person so committed to the sheriff of this city for the time being, together with a certificate or mittimus from such mayor, recorder or alderman, giving the judgment, wherein shall be certified the debt and cost whereof such person shall be convicted, by him the said sheriff to be safely kept until satisfaction, or other end thereof; or otherwise, that such mayor, recorder or alderman, giving the said judgment, or any other of them, shall, within one year from the time of the rendition of the said judgment, award execution thereon (directed to the sheriff of this city) by warrant or mittimus, in the nature of a *capias ad satisfaciendum*, *fieri facias*, or otherwise; and that in case upon the return of any warrant on any complaint issued by the mayor, recorder, or any one of the aldermen, it shall appear that the person against whom the same shall issue is not to be found, it shall and may be lawful for the creditor to proceed in the mayor's court for obtaining an attachment.

II. BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That when any defendant shall be brought on warrant before the mayor, recorder, or any one of the aldermen, such mayor, recorder or alderman, may, where witnesses may be wanting, or the parties may not be prepared to make good their allegations immediately on the appearance of the defendant, so that a further time may be necessary

cessary to examine into the matter of controversy, if he, in his discretion, shall think fit, give and allow to such defendant a future certain day, not exceeding fourteen days, to appear before such mayor, recorder or alderman, or any other of them, at a certain place to be appointed, to answer unto such warrant, such defendant giving good and sufficient security, if such mayor, recorder or alderman, award it necessary, by way of recognizance, in the nature of bail, for the defendant's appearance at the time and place appointed, and paying what he shall be condemned in on the said warrant, or surrendering his person to prison in satisfaction thereof, or in default of the defendant's giving such security, to commit such defendant to the constable, to be delivered over to the custody of the sheriff of this city for the time being till he gives such bail; and if the defendant shall not appear at the time and place appointed, judgment may be rendered against him on such default, or on an ex parte hearing, if the mayor, recorder or alderman, before whom such default is made, or hearing had, does not see cause to the contrary; and if judgment shall be in any manner rendered against the principal debtor, and he does not pay such condemnation, or render himself on execution, to be issued returnable at the end of forty days from the issuing thereof, a warrant shall and may be issued, and recovery and execution had, against such bail, in the same manner as against principal debtors, saving to such bail all manner of defence that special bail in courts of law are entitled to on the return of the first or second scire facias, and the liberty of delivering up the principal debtor on return of such warrant, on payment of costs on the said warrant,

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the constable serving the warrant shall give notice to the plaintiff, or his agent, where either of them lives in the city of Annapolis, or the precincts thereof, of the time and place he intends to carry the defendant before the mayor, recorder, or one of the aldermen; and in case neither the plaintiff, having notice as aforesaid, nor any person for him, nor the plaintiff, nor any person for him, when such plaintiff lives out of this city, and the precincts thereof, and hath not appointed an agent in that business, with or without notice, shall appear on the return of the warrant, or shall make default in not appearing at the time and place appointed, when there shall be an appointment by the mayor, recorder or alderman, as the case may be, of a future day for an hearing, the mayor, recorder or alderman, before whom any defendant shall be brought on a warrant as aforesaid, or before whom he shall appear on an appointment as aforesaid, may, in his discretion, hear and determine the matter of controversy *ex parte*.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in all cases where the debt or demand doth exceed twenty shillings current money, and either plaintiff or defendant shall think him or herself aggrieved by the judgment of the mayor, recorder or alderman, he or she shall be at liberty to appeal to the next mayor's court, before the mayor, recorder and aldermen, who are hereby, upon the petition of the appellants, in a summary way, empowered and directed to hear the allegations and proofs of both parties, and determine
upon

upon the same according to the law of the land and the equity and right of the matter, the same court in which the said petition shall be exhibited, without any further continuance or delay, unless it should appear, to the satisfaction of the said court, that further time ought to be given to the party applying for the same, to enable the said court to determine the cause according to the law of the land and the equity and right of the matter, or either of the said parties may demand a trial by jury, or leave the cause to be determined by the court, at their election.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no execution upon judgment to be rendered by the mayor, recorder, or any one of the aldermen, shall be stayed or delayed, or any supersedeas upon such judgment granted, upon any appeal, unless the person appealing, or some other on his or her behalf, shall, immediately upon making such appeal, enter into bond, with sufficient sureties, such as the mayor, recorder or alderman, by whom judgment shall be given, shall approve of, in double the sum recovered, with condition, "That if the party appealing shall not prosecute his appeal at the next mayor's court with effect, according to the direction of a by-law, entitled, A By-law empowering the mayor, recorder, or any one of the aldermen, to determine in cases of small debts, and also pay and satisfy the party in whose behalf the judgment shall be given, his executors, administrators or assigns, in case the said judgment shall be affirmed, as well the debt, damage and cost, adjudged by the mayor, recorder or alderman, from whose judgment such appeal shall be made, as also all cost and damage that shall

shall be awarded by the mayor's court, then the said bond to be and remain in full force and virtue, otherwise to be of no effect."

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no execution for the body or goods of any person or persons within this city, or the precincts thereof, shall issue on any judgment rendered in the mayor's court, or by the mayor, recorder, or any one alderman, out of court, provided such person or persons shall go before the mayor, recorder, or any one of the aldermen, within two months after the rendition of such judgment, and, together with security, such as the said mayor, recorder or alderman, shall approve of, confess judgment for his debt and costs of suit adjudged, with stay of execution for six months thereafter; which confession shall be made in manner and form following; that is to say, "You, A. B. and C. D. do confess judgment to E. F. for the sum of — and — costs, which were recovered by the said E. F. against A. B. on the — day of —, in the year of our Lord one thousand seven hundred and —, (in the mayor's court, or before —, mayor, recorder, or one of the aldermen of the said city, as the case may be,) the said sum of —, and — costs, to be levied of your bodies, goods or chattels, lands or tenements, for the use of the said E. F. in case the said A. B. shall not pay and satisfy to the said E. F. the said sum of —, and — costs, so as aforesaid recovered against him, with the additional costs thereon, on the — day of — next;" and shall be signed by the mayor, recorder or alderman, taking the same, and certificate thereof shall be procured,
under

under the hand of the said mayor, recorder or alderman, and such certificate shall be a sufficient superseas to the sheriff to forbear serving execution upon the body or goods of the person so obtaining such certificate.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if the party be taken in execution before any certificate, provided the confession of judgment therein certified shall have been made within two months after the rendition of the original judgment as aforesaid, be produced as aforesaid, such certificate, being afterwards obtained, shall be a sufficient superseas to the sheriff to release such person out of prison upon that execution, the party paying or giving security to the said sheriff for his fees due for that imprisonment; and the mayor, recorder or alderman, before whom such judgment shall be confessed as aforesaid, shall return the same to the clerk of the mayor's court, by the next court in course which shall be held after the taking the said confession, under the penalty of thirty shillings current money for every neglect, to be recovered by action of debt or bill of indictment, to be entered on record, for which entry such clerk shall receive eight-pence current money; and, after the expiration of the time limited in such confession, it shall be lawful to take out execution thereon, without any scire facias or any other delay, against either the principal or the security, or all or either of them, for such judgment so confessed as aforesaid, any by-law, usage or custom, to the contrary in anywise notwithstanding.

VIII. AND

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all warrants and executions in virtue of this by-law, shall be made returnable at a certain day, not exceeding forty days after the test thereof, before the mayor, recorder or alderman, issuing the same, or some other of them, who are hereby authorized and required, upon application of the party, to call upon the constables for such returns, and in case of nonpayment by any constable who admits the receipt of any debt or demand, it shall and may be lawful for the mayor, recorder or alderman, to give judgment, and award execution forthwith, against such constable, directed to the sheriff of this city.

IX. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That witnesses shall be allowed two shillings and six-pence current money per day for each day's attendance, and no more.

X. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in all cases where witnesses do not attend according to summons, the mayor, recorder or alderman, before whom such witness ought to have attended, shall and may enforce obedience to his process by attachment of contempt, to be made returnable to the next mayor's court, which court is hereby authorized and required to take cognizance thereof, and, in the discretion thereof, to fine the offender any sum not exceeding twenty shillings current money for every such offence.

XI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the mayor's
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court shall not hold plea of any debt or damage in cases within the jurisdiction given to the mayor, recorder and aldermen, by this by-law, which shall not exceed five pounds current money, any by-law to the contrary notwithstanding.

XII. PROVIDED ALWAYS, That this by-law shall be deemed, construed and understood, to extend only to debts due on contract, and to damages for the nondelivery of grain or other articles contracted to be delivered.

XIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any constable to whom any warrant is delivered shall not make return thereof according to the command of the same, it shall be lawful for the mayor, recorder or alderman, who issued the warrant, upon application of the plaintiff, or of his agent or attorney, and proof made of the delivery of the said warrant, by the confession of the said constable, or by the oath, or affirmation, as the case may require, of the said plaintiff, his agent or attorney, or any other credible witness, to call such constable before him, and, unless a good excuse is offered, fine him for his said neglect any sum not exceeding seven shillings and six-pence current money; and if any constable shall make due return of any warrant, by which it shall appear that he has taken the body of the defendant, and shall fail to produce him to the mayor, recorder or alderman, before whom the warrant shall be returned, it shall be lawful for the said mayor, recorder or alderman, to fine the said constable for such offence any sum not exceeding seven shillings and six-pence current money,
and

and such mayor, recorder or alderman, may appoint another day, not exceeding fourteen days from the return day of the said warrant, for producing the body of the defendant; and in case the said constable shall not produce the body of the defendant upon the appointed day, it shall be lawful for the said mayor, recorder or alderman, at the request of the plaintiff, his agent or attorney, to enter judgment for the plaintiff, for the amount of his debt and costs, against such constable, on which judgment an execution may be issued by the said mayor, recorder or alderman, directed to the sheriff as aforesaid; provided, that it shall always be in the discretion of such mayor, recorder or alderman, on due proof made that the constable could not produce the body of the defendant, because the said defendant was too ill to be removed, or for any other good cause, to appoint any other reasonable time for producing him, in which case he the said mayor, recorder or alderman, shall have power to enter judgment, and to issue execution, against the said constable on default of producing the body of the defendant in the manner before directed; and provided also, that before any execution shall be issued against the said constable, the plaintiff, or his agent or attorney, shall make it appear to the satisfaction of the said mayor, recorder or alderman, that he has made or tendered to the said constable an assignment of his cause of action against the defendant.

XIV. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That in case the sheriff of this city for the time being shall neglect to make due return of any execution directed to him by virtue of this by-law, it shall be lawful for the
 mayor,

mayor, recorder or alderman, who issued the said execution, on proof as aforesaid of the delivery of the writ of execution to the said sheriff, to fine such sheriff for every such neglect any sum not exceeding ten shillings current money; and in case any sheriff shall make due return of any execution directed to him as aforesaid, by which it shall appear that he has taken the body of the defendant, and shall fail to produce him, it shall be lawful for the mayor, recorder or alderman, before whom the said writ of execution is returned, at the request of the plaintiff, his agent or attorney, at any time within forty days from the return day of the said execution, to enter judgment for the plaintiff, against the said sheriff, for the amount of the debt and costs, on which judgment execution may be issued, directed to the constable of this city for the time being, who is hereby required to execute the same; provided, that such judgment shall not be entered until proof shall be made, on oath or affirmation as aforesaid, that the debt and costs have been demanded by the plaintiff, his agent or attorney, of the said sheriff, and that he hath refused or neglected to pay the same.

XV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any sheriff, against whom judgment shall be entered as aforesaid, shall satisfy the plaintiff the amount of his debt and costs, he shall have the same remedy against the defendant, on the plaintiff's judgment against him, as the plaintiff himself might originally have had.

XVI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the mayor, recorder

recorder or alderman, imposing any fine in virtue of this by-law, may issue execution for the same, in the nature of *capias ad satisfaciendum* or *fieri facias*, directed to the sheriff or constable, as the case may require, and the same shall be applied to the use of this corporation.

XVII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all constables hereafter to be appointed, shall take the following oath: "I, A. B. do swear, that I will faithfully and honestly serve in the office of constable for the city of Annapolis, and will well and truly, according to my power, skill and knowledge, perform and execute the duties belonging to the office of constable, so long as I shall continue in such office. So help me God."

XVIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That upon every arrest made by any constable on any warrant issued in virtue of this by-law, it shall be lawful for the constable making the arrest to take bond from the person arrested, in a sum not exceeding ten pounds, conditioned for his appearance before the mayor, recorder, or one of the aldermen, to be named in the said condition, on the return day of the warrant, to answer the suit of the plaintiff; and in case of refusal to give such bond, with sufficient security, such constable may deliver such person to the sheriff of this city, to be by him safely kept until the return day of the said warrant.

XIX. AND, whereas the office and duties of the mayor, recorder and aldermen, will be considerably
increased,

increased, and it is reasonable that every person who dedicates his time or labour to the public should receive a reasonable and adequate compensation for his services; therefore, BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the mayor, recorder and aldermen, to ask and receive the fees allowed and limited by this by-law for services expressed in the following table, and such fees shall be taxed and paid by the party against whom judgment shall be rendered, to wit: For issuing a warrant for debt for any sum not exceeding three pounds, six-pence; if above three pounds, nine-pence; every summons, including all the witnesses applied for at the same time, nine-pence current money; and the whole expence of subpoenas for witnesses in no one case shall exceed three shillings; causa, same fees as on warrants, according to the sums; fieri facias, same fees as on warrants, according to the sums; recognizance for defendants appearance, superseas of judgment, one shilling; every oath administered, six-pence; probate of account, four-pence; every affidavit, six-pence; every judgment rendered, same fees as on warrants, according to the sums; commitment, one shilling; release-ment, one shilling; taking acknowledgment of any deed, each one shilling; taking any other acknowledgment, one shilling; taking appeal bond, two shillings; a pass, one shilling.

XX. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the mayor, recorder and aldermen, for the time being, shall severally take the following oath, to wit: "I, A. B. do swear, that I will not directly or indirectly receive
any

any greater fee or reward for doing any thing in my office (as mayor, recorder or alderman, as the case may be,) than what is allowed by this by-law;" and if any mayor, recorder or alderman, by colour of his office, shall receive any fee or reward for any service not specified in this by-law, or shall receive any greater fee or reward for any service mentioned in this by-law, than is hereby allowed, he shall forfeit five shillings current money for every such offence, to be recovered in the mayor's court by indictment or confession, to the use of this corporation; but such mayor, recorder or alderman, shall not be liable to prosecution after twelve months from the time of the offence committed.

XXI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the sheriff, constable, or other officers, who shall serve any warrant or precept for bringing any defendant before the mayor, recorder, or any alderman, to answer for any small debt, shall have two shillings and six-pence current money for so doing, and no more, and for every execution, where it is not immediately prayed upon rendering judgment, the further sum of two shillings and six-pence current money, and no more; and that any sheriff, constable, or other officer, who shall extort or receive any further or greater fee for the services aforesaid, shall be liable to render four times as much as shall be so extorted, exacted or received, to the party grieved; and that disputes concerning such extortion shall be triable and determinable by the mayor, recorder, or any one alderman, and not elsewhere.

A BY-LAW relating to apprentices, servants and slaves.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That any person or persons residing within this city, or the precincts thereof, who shall receive, harbour or entertain, any apprentice, indented or bound out by the county court, or any bought indented servant or slave, belonging to or employed by any person or persons within the said city, or precincts thereof, or who shall trade, barter, or any way deal with, such apprentice, servant or slave, without leave or licence in writing first had and obtained from the master or mistress of such apprentice, servant or slave, for his, her, or their so doing, shall forfeit and pay the sum of three pounds current money for every such offence.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That in case any free person residing within the said city, or the precincts thereof, shall buy, or by dealing procure, any strong liquor for any such apprentice, servant or slave, that such free person shall forfeit and pay the sum of three pounds current money for every such offence.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That in case any such apprentice, servant or slave, residing in or belonging to any inhabitant of the said city, shall employ or procure any person whatsoever, (not being an inhabitant of the said city,) to buy or deal for strong liquor, or in case any such apprentice, servant or slave, shall counterfeit, or cause to be counterfeited, any
written

written leave or licence from their master or mistress, or shall make use of any such counterfeit leave or licence, for the purpose of imposing upon retailers or others, in order to procure strong liquor, then and in every such case the master or mistress of such apprentice, servant or slave, shall forfeit and pay the sum of thirty shillings current money, or such apprentice, servant or slave, shall suffer such corporal punishment by whipping, not exceeding twenty stripes, or imprisonment, not exceeding two days, as the mayor, recorder and aldermen, for the time being, in court sitting, shall adjudge.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person inhabiting within this city, or the precincts thereof, shall sell, barter or deliver, to any apprentice, indented or bought servant, or to any slave, any quantity of rum, wine, cyder, or other spirituous liquors, mixed or unmixed, without the leave or permission of the master or mistress of such apprentice, servant or slave, in writing on paper, expressing the quantity every time of such sale, barter or delivery, under the penalty of three pounds current money for every offence.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person residing within this city, or the precincts thereof, shall sell, barter or deliver, to any such apprentice or servant as aforesaid, or to any slave, any quantity of rum, or other spirituous liquors as aforesaid, on a Sunday, under the penalty of three pounds current money for every offence.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every retailer of rum, or other spirituous liquors, who shall retail the same within this city, or the precincts thereof, by clerks, deputies, storekeepers, or any other persons, shall be liable for and subject to the penalty aforesaid for any rum or spirituous liquors sold, bartered or delivered, to any such apprentice as aforesaid, servant or slave, by such clerk, deputy, storekeeper, or other person.

VII. AND, for the better discovery of offenders, BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That proof of any such apprentice, servant or slave, coming out of any house within this city, or the precincts thereof, with any rum, or other spirituous liquors as aforesaid, the master or mistress of such house being known or suspected to harbour or entertain, or deal with, or sell rum or spirituous liquors to, apprentices, servants or slaves, shall be sufficient evidence to convict the master or mistress of such house.

VIII. AND BE IT ESTABLISHED AND ORDAINED, That all and every the penalties and forfeitures by this by-law inflicted, shall and may be recovered in the mayor's court of this city by indictment or confession, and shall be applied to the use of this corporation.

A BY-LAW for repairing the public streets.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council,*
of

of the City of Annapolis, and the Authority of the same,
 That the constable of this city for the time being shall, and he is hereby obliged, as often as occasion shall require, to warn every master, mistress, or principal person of a family, within the said city, and precincts thereof, to send their working hands, or others in lieu of them, to work on the said streets or passages, for repairing, making, and keeping good the same; and he the said constable for the time being is hereby directed and obliged to keep constantly with them, to oversee and direct the said labourers, from time to time, and as often as they shall be so summoned and called together.

II. AND BE IT ESTABLISHED AND ORDAINED,
 That every such master, mistress, or principal of a family, as aforesaid, shall and they are hereby obliged to send with such labourers fit and convenient tools for the purposes and uses aforesaid; and in case any such master, mistress, or principal of a family, shall, without good and sufficient excuse, to be allowed of by the mayor's court, refuse or neglect to send such their able working hands, with suitable tools, to work and labour on the public streets and passages, when thereto required, according to the directions of this by-law, he, she or they, shall forfeit and pay, for every such working hand so refused, the sum of five shillings current money, for the use of this corporation.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That the said constable for the time being shall keep an exact list of the persons he summons, the time when, and the labourers

bourers by them sent, and likewise who refuses or neglects to send, and return lists of such as refuse or neglect, to the next mayor's court which shall meet thereafter, upon his corporal oath; which oath shall be good evidence to make the person or persons liable to pay the fine aforesaid, without any further or other evidence, unless disproved by other indifferent testimony.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person or persons having a cart with a horse or horses, which are hired for carting within this city, and the precincts thereof, shall, and they are hereby obliged, alternately to send such cart and horse or horses, with a driver, six days in the year, when thereto required, to work on, and cart materials for, repair of the said streets, under the penalty of twenty shillings current money for every day he, she or they, shall refuse or neglect to send such cart and horse or horses, and driver, to work as aforesaid; and that every person or persons having a cart with a horse or horses for their own use, for carting as aforesaid, shall, and they are hereby obliged, alternately to send such cart and horse or horses, with a driver, two days in the year, when thereto required, to work and cart materials as aforesaid, under the penalty aforesaid for every day he, she or they, shall neglect or refuse as aforesaid; and that the oath of the constable for the time being who shall summon the owner or owners of such cart or carts, shall be good evidence of such refusal to subject them to the fine aforesaid, unless disproved by other indifferent testimony.

V. AND

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said constable for the time being shall, for his diligence and care herein, receive the sum of five shillings for every day he shall attend and oversee the repairing and amending the streets, passages and premises aforesaid; and in case he shall neglect to summon the inhabitants as herein before directed, and when so summoned he doth not attend, he shall forfeit, for every such neglect, the sum of forty shillings current money, for the use of this corporation.

VI. PROVIDED ALWAYS, That as often as need shall require to summon working hands to mend and repair the said public streets and passages, he shall not summon more than twelve persons each day, or more than one working hand of three in such family, where the family exceed in number three working hands; and he the said constable is hereby ordered and directed, carefully and equally to summon the said inhabitants within this city, and the precincts thereof, in just proportion, according to their number, and in such manner, and at such times, as may be least inconvenient to the masters, mistresses, or principal persons of such families, inhabitants of this city, and of the precincts thereof.

VII. AND BE IT ESTABLISHED AND ORDAINED; *by the Authority aforesaid*, That all the fines and forfeitures herein before mentioned, shall and may be recovered, to the use of this corporation, by indictment or confession.

A BY-LAW empowering the constable to prevent or punish the irregular meetings of servants and slaves in this city, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That from and after the publication of this by-law, it shall and may be lawful to and for the constable of this city for the time being, and he is hereby directed and required, at all times, as well by night as by day, to prevent the irregular meetings of indented servants and slaves within this city, and the precincts thereof, exceeding the number of three, and the same, when so met, to seize and apprehend, and to carry such indented servant or slave in his custody before the mayor, recorder, or any one of the aldermen, of this city, who are hereby empowered, in a summary way, to order and direct the constable to punish such indented servant or slave by lashes, not exceeding thirty-nine for any one offence, and in case the master or mistress of any such servant or slave should interfere, and not suffer his, her, or their servant or slave to be punished as aforesaid, every such master or mistress shall forfeit the sum of twenty shillings current money to the use of this corporation, to be recovered before a single magistrate, as in case of small debts, and the oath of the constable in such cases shall be sufficient evidence, as well against such indented servant or slave, as against the master or mistress who shall or may prevent them from being corrected as aforesaid.

A BY-LAW for the future defraying the charges of the city of Annapolis in holding their courts of hustings and meetings of the corporation.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That for the future, whenever, from the extremity of the weather, or any other reason, it may be proper to hold a meeting of the corporation or court of hustings of the said city, at a public or any other house, it shall and may be lawful for the court of hustings, at the end of every such meeting or court, or thereafter, to settle with the person whose house is made use of, the allowance to be made him or her for the trouble of the house, and that upon such agreement the said court give an order, signed by their clerk, to such public housekeeper, or such other person whose house may have been made use of, on the treasurer of the corporation, for the payment thereof, which shall be allowed him in account.

A BY-LAW to prevent the mischiefs arising on the great number of large and fierce dogs infesting the streets, lanes, alleys, and other public places, within the city of Annapolis, and the precincts thereof, and for laying a tax upon dogs within the same.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That from and after the publication hereof, upon complaint made to the mayor, recorder, or any alderman, by a person of good repute and credit, either on his or her own behalf, or on the behalf of his or
her

her servant or slave, that he, she or they, have been attacked, hurt, or otherwise put in fear, by any male or female dog or dogs within the streets, lanes, alleys, and other public places, within the said city, or the precincts thereof, the master, mistress or owner, of such male or female dog or dogs, shall be obliged, on remonstrance made to him or her by the said mayor, recorder or alderman, to restrain, secure and confine, the same constantly within his or her enclosures.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person or persons so warned, who shall refuse or neglect immediately to confine and secure his or her said dog or dogs, shall, upon legal conviction thereof, forfeit and pay the sum of forty shillings current money for every such offence, to be recovered in the mayor's court by indictment or confession, to the use of this corporation.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every male dog belonging to any inhabitant of this city, or the precincts thereof, and commonly kept within the same, shall be subject to a tax of five shillings current money, and that every female dog belonging to any inhabitant as aforesaid, and kept as aforesaid, shall be subject to a tax of seven shillings and six-pence like money, to be paid by the owner of such dog on or before the first day of November, seventeen hundred and ninety-three, and so yearly and every year on the said first day of November, to the sheriff of this city for the time being, for the use of this corporation.

IV. AND

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful to and for the constable of this city for the time being, and he is hereby obliged, and required, between the first day of January and the first day of May next, and so yearly and every year, to apply to each and every housekeeper within the said city, and the precincts thereof, and in case of his or her absence, to some other of the family, and demand and take from him or her an account of every dog owned by him or her, or by his or her domestics, or kept or harboured in their family, and the said constable shall make out and sign two fair lists of the same, specifying the owners names, and the number of dogs of each description, one of which he is to return to the clerk of the mayor's court on or before the first day of August, seventeen hundred and ninety-three, and so yearly and every year, to be by him kept, and the other list to the sheriff of this city for the time being, under the penalty of twenty shillings current money for every offence, to be recovered in the mayor's court by indictment or confession, to the use of this corporation.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case any of the inhabitants aforesaid, when thereto required, shall refuse or neglect to give such account of his or her dogs, either by themselves or by some one of the family, or shall give an imperfect or false account of the same, short of the true number of either, they shall be liable to the penalty of ten shillings current money, to be recovered before the mayor, recorder, or any one alderman, or in the mayor's
I court

court by indictment or confession, to the use aforesaid.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every master or mistress of a family shall be, and is hereby intended to be, chargeable for every dog, either male or female, or both, kept as aforesaid by any of their domestics, or kept or harboured in their family, as if such dog belonged to, and was owned by, him or her.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That from and after the first day of August next, no person shall suffer any female dog in heat to go at large within the said city, or the precincts thereof, whilst in that condition, under the penalty of fifteen shillings current money for every offence, to be recovered and applied as aforesaid.

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the sheriff of this city for the time being, who is hereby empowered and directed to collect the taxes aforesaid from the inhabitants, agreeably to the list delivered to him by the constable as aforesaid, on or before the first day of January yearly and every year, and the same pay to the treasurer of this corporation for the time being; and if any owner of any dog shall neglect or refuse to pay the tax imposed as aforesaid, and the same shall be unpaid after the first day of November in each and every year, the said sheriff shall execute the person or property of such owner, at his discretion.

IX. AND

IX. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That before the said sheriff shall commence the execution of the duty required of him by this by-law, he shall give bond, with sufficient security, to be approved by the mayor, recorder, or any one of the aldermen, of this city, in the sum of fifty pounds current money, conditioned for the true and faithful performance of his trust, and that he will, on or before the twenty-fifth day of January in each and every year, deliver to the treasurer of this corporation for the time being, a true account, on oath or affirmation, of all the monies by him received and collected for the taxes aforesaid, and for the payment of all such monies into the hand of the treasurer aforesaid, on the said twenty-fifth day of January yearly, and also for the payment of any arrears of the said taxes which he may collect after, into the hands of the said treasurer, within one month at farthest after such collection; and the said sheriff shall be allowed, as a compensation, six per cent. on all monies collected and paid by him to the treasurer as aforesaid.

A BY-LAW to prevent nuisances.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That no inhabitant of the said city, or the precincts thereof, after the publication hereof, shall suffer any carrion, stinking fish, flesh, dead creatures, broken glass bottles, loose oyster-shells (in quantities,) or other filth, to be, remain or continue, for the space of twelve hours, in or upon any of the streets or passages

passages next to the dwelling-house of such inhabitant, on pain of forfeiting twenty shillings current money for every such offence, to the use of the corporation, to be recovered by indictment or confession.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person or persons shall throw, or cause to be thrown, or shall permit or suffer any other person under his or her direction to throw, or cause to be thrown, any carrion, stinking fish, flesh, dead creatures, broken glass bottles, loose oyster-shells (in quantities,) or other filth, in or upon any street or passage of the said city, on pain of forfeiting twenty shillings current money for every such offence, to the use aforesaid, to be recovered in manner aforesaid.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no inhabitant of the said city shall suffer any carrion, stinking fish, dead creatures, or other offensive filth, to be, remain or continue, above ground, for the space of twelve hours, in any lot or enclosure in the said city, occupied by such inhabitant, on pain of forfeiting twenty shillings current money for every such offence, to the use aforesaid, to be recovered in manner aforesaid; or throw, or cause the same to be thrown or laid, in or upon any other lot or enclosure within the said city, on pain of forfeiting forty shillings current money aforesaid for every such offence, to be recovered as aforesaid, to the use aforesaid.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no hole or pits shall

shall be dug or sunk in any part of the said city, not actually enclosed, except for sinking wells, cellars, post-holes, or necessary drains or water courses; and that if any holes, pits, drains or water courses, to be dug for the purposes aforesaid, shall be left uncovered, and not so secured as to prevent danger of any kind, by the space of twenty-four hours, the person offending shall forfeit twenty shillings current money for every offence, to the use aforesaid, to be recovered in manner aforesaid; and that all wells dried up, or not used nor actually enclosed, shall be filled up, and so secured as to prevent danger, by the owner, proprietor or tenant, of the lot wherein such well or wells are, after the publication hereof, on pain of forfeiting forty shillings current money, and the sum of twenty shillings for every week afterwards that such well or wells shall remain not filled up and secured as aforesaid, to be recovered as aforesaid, to the use aforesaid; and that in case any such well or wells as aforesaid shall be in any lot not tenanted, and the owner and proprietor of such lot is not an inhabitant of the said city, then and in such case the constable of the said city for the time being is hereby required and directed to fill up, and secure as aforesaid, such well or wells by the time last mentioned, on pain of forfeiting, for his neglect, twenty shillings current money, and the sum of twenty shillings like money for every week afterwards that such well or wells shall remain not filled up and secured as aforesaid, to be recovered as aforesaid, to the use aforesaid; and the said constable is hereby authorised and empowered to warn the working hands, inhabitants within the said city, to assist therein, in the same manner, and under the same penalties, as are provided by a by-law,

law, entitled, A By-law for repairing the public streets.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no inhabitant of the said city shall suffer any house or houses, whereof such inhabitant is owner or proprietor, to remain and be in a ruinous and untenable condition for the space of one month, unless such house or houses be so secured and fastened as to prevent the same being a place of meeting, abode or shelter, to servants or slaves, or other loose, idle, or disorderly persons, on pain of forfeiting forty shillings current money for every such offence, to the use of the corporation, to be recovered as aforesaid.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case the owner or proprietor of such house or houses as aforesaid shall not be an inhabitant of the said city, then and in such case, all and every person or persons who shall be or remain in such house or houses as aforesaid for the space of twenty-four hours, and shall not have any apparent or visible means of getting an honest living, shall forfeit the sum of forty shillings current money, and the same sum for every such offence, to be recovered as aforesaid, to the use aforesaid, and upon default of paying the said sum on conviction, be liable to such punishment, by whipping or setting in the stocks, as the court shall adjudge.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case information shall be given to the mayor, recorder, or any
alderman,

alderman, of the said city, for the time being, of any person within the said city suspected of an idle and dishonest course of life, that the mayor, recorder or alderman aforesaid, shall issue his warrant to bring such suspected person before him, and if, upon examination, such person shall not give a reasonable and satisfactory account of some lawful method whereby he or she doth get his or her living, then and in such case the said mayor, recorder or alderman, before whom such person shall be examined, shall and may require such person to find good security, in ten pounds current money the principal, and two sureties in five pounds like money, to be of good behaviour during his or her residence within the said city; provided always, that in case it shall not appear that such suspected person hath actually committed a breach of any of the by-laws of the said city, it shall and may be lawful for the said mayor, recorder or alderman, to allow and permit such person to remove out of and depart the said city; and, in case such person shall actually depart, and totally remove, out of the said city, in the space of twenty-four hours from the time of his or her examination, and not return, the mayor, recorder or alderman aforesaid, is not hereby required to take such security as aforesaid.

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case any inhabitant within the said city shall, after the publication hereof, suffer any bog-house, house of office, shambles or stalls, in his or her possession, which shall prove a nuisance to any inhabitant, passenger or passengers, within the said city, to continue such nuisance for the space of twenty-four hours, shall
forfeit

forfeit and pay, for every such offence, the sum of forty shillings current money, to be recovered in the mayor's court by indictment or confession, to be applied to the use aforesaid.

A BY-LAW to prevent the filling up of the dock of this city, by throwing filth therein; also to prevent idle persons from washing therein, firing of guns in or across the same, or in any part whatever of this city.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That if any person or persons shall throw any earth, stones, oyster-shells, or other sort of filth, into the dock, such person or persons, if a freeman or freemen, shall, for every such offence committed, forfeit the sum of ten shillings current money, to be recovered by indictment or confession, or before a single magistrate, to the use of this corporation; if an apprentice, or a person under age the son of a freeman, then the master, parent or guardian, of the said apprentice or minor, shall be liable to the penalty of five shillings current money for every such offence, to be recovered in the mayor's court by indictment or confession, or before a single magistrate of this city, as aforesaid, to the use aforesaid; and if an indented servant or slave, the master or mistress of such servant or slave shall pay the sum of five shillings for every such offence, to be applied as aforesaid.

II. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That if any person shall strip himself naked, and wash in the day-time in the said

said dock or harbour, such person, if a freeman or freemen, shall, for every such offence, forfeit and pay the sum of twenty shillings current money, to be recovered as aforesaid, and applied as aforesaid; if an apprentice, or a person under age the son of a freeman, the master, parent or guardian, of the said apprentice or minor, shall be liable to the penalty of five shillings current money for every such offence, to be recovered as aforesaid, to the use aforesaid; and if an indented servant or slave, the master or mistress of such servant or slave shall pay the sum of five shillings current money for every such offence, to be applied as aforesaid.

III. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That if any person shall shoot or discharge any fire-arms within any part whatever of this city, or precincts thereof, or in or across the dock or harbour of the same, or into any part of the said city, the person so offending, if a freeman, shall forfeit and pay, for every such offence, the sum of twenty shillings current money, to be recovered as aforesaid, to the use aforesaid; and should the said offence be committed by any apprentice, or person under age the son of a freeman, then the master, parent or guardian, of the said apprentice or minor, shall be liable to the penalty of ten shillings current money for every such offence, to be recovered as aforesaid, to the use aforesaid; and if an indented servant or slave, the master or mistress of such indented servant or slave shall pay the sum of five shillings current money for every such offence, to be applied as aforesaid; provided always, that nothing herein contained shall extend, or be construed to extend,

tend, to prevent or debar any freeman from shooting into the creeks or rivers adjacent to this city, the public dock of the said city excepted.

A BY-LAW to establish corders of firewood in this city, and to oblige the purchasers of firewood to have the same corded.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That any number of persons, not exceeding four, of good repute and skill, inhabitants of this city, to be nominated and appointed by the corporation of the said city for the time being, shall be wood-corders of all firewood brought to, and sold within, the said city, and the precincts thereof, and may be removed and displaced at the discretion of the said corporation.

II. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That from and after the publication hereof, all firewood brought to, and offered for sale in, the said city, or the precincts thereof, whether by land or water, shall be set up, packed, corded and measured, by one or other of the wood-corders of the said city for the time being; and that each cord of wood shall be eight feet in length, four feet in breadth, four feet in height, and well stowed and packed; and that the wood-corder, for his trouble in cording, packing and measuring, the same, agreeably to the directions of this by-law, shall have and receive the sum of six-pence current money for each and every cord of wood by him set up, corded, packed and measured, to be paid by the person purchasing the same.

III. AND

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every wood-corder shall assort the wood he shall be required to cord, according to the different lengths thereof, packing the same together in separate parcels, according to such lengths, and shall measure the same in such manner, and with such allowance, as to make a complete cord of wood as the same is established by this by-law; which said allowance shall be made in the following proportions, to wit: All wood measuring four complete feet, or upwards, in length, to be rated at four feet; all wood measuring less than four feet in length, and not less than three feet, to be rated at three feet; and every cord of wood, so corded as of three feet, shall be five feet four inches high, and of the usual length; and no wood less than three feet in length shall be corded.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any wood-corder shall cord any wood within this city, or the precincts thereof, contrary to the directions in this by-law contained, he shall, for every offence against the same, forfeit the sum of twenty shillings current money.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said wood-corders, and each of them, shall, and they and each of them are hereby required, on his or their appointment, and before his or their executing the said office, to take the following oath, or affirmation if a quaker, before the mayor, recorder, or one of the aldermen, of this city; "That he will, when required, in a
just

just and impartial manner, well and truly set up, pack, cord and measure, all firewood which he shall be so required to cord within the city of Annapolis, or the precincts thereof, according to the best of his skill and knowledge, and according to the directions of the by-law, entitled, A By-law to establish corders of firewood in this city, and to oblige the purchasers of firewood to have the same corded, and that he will not wittingly or willingly ask, charge, exact, demand or receive, any other or larger fee or reward for doing his duty in his said office of wood-corder, than is mentioned and directed by the said by-law;” a certificate of which oath shall, as often as taken, be returned, by the magistrate administering the same, to the clerk of the corporation, who is hereby directed to make a minute of such oath upon the proceedings of the said corporation.

VI. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That the said wood-corders, appointed and qualified as aforesaid, shall forthwith cord all such wood as they shall be requested from time to time to cord, always observing to cord, without preference or partiality, for the person who shall first request the same to be done, and also observing to cord in such a manner as to leave a passage for a cart, and not to obstruct the public landings, under the penalty of five shillings current money for every cord which he or they shall refuse or neglect to cord as aforesaid.

VII. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That it shall not be lawful for any wood-corder, or any carter, within

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this city, or the precincts thereof, to engage, agree for or purchase, any firewood brought to the said city for sale, (except for his own family use,) under the penalty of forty shillings current money for every offence.

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any inhabitant within the said city, or the precincts thereof, shall purchase any firewood brought to the said city, or the precincts thereof, by land or water, and shall neglect or refuse to have the same corded and measured by one or other of the wood-corders of the said city for the time being, such inhabitant shall forfeit and pay the sum of five shillings current money for every cord of wood he shall neglect or refuse to have corded as aforesaid.

IX. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all the penalties and forfeitures by this by-law imposed, shall and may be recovered either before the mayor, recorder, or one of the aldermen, of this city, one half to be applied to the use of this corporation, the other half to the informer, or in the mayor's court by indictment or confession, to the use of the corporation.

A BY-LAW to prevent wood, stones, bricks and lumber, from lying on the public landings on the dock in this city an unreasonable time, and to oblige the commanders of vessels to make way for others.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,*

same, That in case any person or persons shall suffer any quantity of wood, plank, shingles, staves, posts, stones, bricks, shells or lime, to be and remain on any of the said public wharfs or landings, for the space of eight days after their being landed, the proprietor thereof shall forfeit and pay the sum of three pounds current money, to the use of the corporation, and for every day the articles aforesaid, or any of them, shall remain on the said wharfs or landings after the time last aforesaid, the further sum of ten shillings like money.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the constable of this city for the time being, after such forfeiture as aforesaid hath happened or become due, shall and may seize so much of the premises as may hereafter lie on the said wharfs or public landings, as will amount to the value of the said penalties and forfeitures, and expose the same to public sale to the highest bidder, after giving three days notice of such seizure and sale, until the whole of such commodities be seized and sold; and the said constable is hereby required to keep a distinct account of all such forfeitures, to be laid before the corporation, and to pay the money arising therefrom to their use, to the treasurer of this city for the time being; provided always, that the said proprietors or owners, in case the commodities aforesaid so seized should be of less value than three pounds current money, shall not incur or be liable to any further or other penalty than the forfeiture of the whole of the effects to them respectively belonging.

III. AND

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case any dispute should arise between the owner or proprietor of the effects before enumerated and the constable, about the regularity or propriety of such seizure, then it shall and may be lawful to and for the owner or proprietor aforesaid, within two days after such seizure respectively, to appeal to the mayor, recorder, or any two aldermen, of the said city, who are hereby authorised and empowered, in a summary way, finally to hear and determine such appeal.

IV. PROVIDED NEVERTHELESS, AND BE IT HEREBY DECLARED, That if any proprietor of the above-mentioned wood, plank, shingles, staves, posts, stones, bricks, shells, lime, or other articles, shall endeavour to hire any cart or team to carry off the same, and could not procure the same, or should be prevented by the badness or severity of the weather from carrying off the same, then in such case the said proprietor shall not be liable to the penalty aforesaid.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the constable, for his trouble in carrying this by-law into execution, shall be entitled to retain, out of the monies which he shall receive by virtue thereof, ten pounds for every hundred pounds, and in proportion for a greater or less sum.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person commanding a vessel lying at a public wharf within
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this city, and unloaded, shall be obliged to make way for, and give place to, any and all vessels loaded with any article or articles brought for sale to the said city, or to be delivered to any person within the same, or the precincts thereof, under the penalty of five shillings current money, to the use of this corporation, for every hour such commander shall continue his vessel so as aforesaid obstructing such vessel or vessels aforesaid from coming to the wharf, and after being warned by the constable to remove the said obstruction.

VII. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That it is the duty of the constable for the time being, and he is hereby empowered and directed, upon view, or information made to him, of any commander of any empty vessel refusing or neglecting to remove his said vessel from the wharf to make way and give place to any vessel or vessels loaded as aforesaid, to order such commander to remove such vessel and obstruction, and, in case of refusal or neglect by such commander to remove such vessel and obstruction, the said constable shall take him before a magistrate, who is hereby empowered to inquire into and determine the same as justice shall require, under the penalty of ten shillings current money for every offence, to be recovered and applied as aforesaid.

A BY-LAW to regulate the tread of wheels of carts and other carriages of burthen within the city of Annapolis, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council,
of

of the City of Annapolis, and the Authority of the same,
 That the felloes of the wheels of all and every cart, waggon, dray, or other carriage of burthen, made use of or employed by any of the inhabitants of this city, or the precincts thereof, in carrying or transporting of any burthen within the said city, or the precincts thereof, shall be five inches at the least in the tread, except such cart, and other carriage of burthen, as shall be drawn by the force of one horse only, or of any other single beast: and in case any person or persons inhabiting or residing within the said city, or precincts thereof, shall, at any time, make use of or employ any cart, waggon, dray, or other carriage of burthen, for the purposes aforesaid within the said city, or the precincts thereof, the felloes of the wheels whereof shall not be five inches at the least in the tread, such inhabitant or resident shall, for every such offence, upon legal conviction thereof, forfeit and pay the sum of forty shillings current money, to be recovered by indictment or confession, to the use of the corporation: Provided always, that nothing in this by-law mentioned shall be extended, or construed to extend, to any carriage of burthen as aforesaid which shall be used or employed only in carrying or transporting victuals for man and horse, wood, bricks, or other articles, to or from the said city, or the precincts thereof, or to any carriage of burthen as aforesaid which shall be used or employed between the first day of December and the first day of March.

II. AND BE IT ESTABLISHED AND ORDAINED,
by the Authority aforesaid, That the owners or proprietors of all such carts as aforesaid shall, and they are hereby obliged, from and after the publication of
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this act, to have the tread of their said cart wheels entirely shod with iron, under the penalty of forty shillings current money for every neglect or omission, to be recovered as aforesaid, to the use aforesaid, unless such owner or proprietor choose to have no iron at all on the tread of such wheels, in which case it is hereby declared, that no penalty shall be incurred, any thing herein before contained to the contrary notwithstanding.

A BY-LAW to prevent the blowing or winding of meat.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That from and after the publication of this by-law, it shall not be lawful to or for any butcher, or other person whatsoever, killing or slaughtering by himself, servants or slaves, meat, either for sale or for the use of himself, or of any other person within the said city, or the precincts thereof, to blow or wind the same himself, or to cause, permit or suffer, the same to be blown or winded by his servants or slaves, or for any other person to sell, or offer to sale, any blown or winded meat, under the penalty of forty shillings current money for every offence, to the use of this corporation, to be recovered by indictment or confession.

II. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That any person right in court may seize such meat, and forthwith present the same to the view of some magistrate of the said corporation,

corporation, who, upon view thereof, is hereby authorised and empowered to pass judgment, and in case his judgment shall be that such meat has been blown or winded, such magistrate is hereby authorised and required to cause the said meat, if tainted, to be buried, if not tainted, to be sent to the jail for the use of the prisoners, or to the poor-house for the use of the poor, and to issue his warrant for any person or persons whatsoever for the better discovery, upon oath, of the person who did, either by himself or by his servants or slaves, kill, slaughter, sell or offer to sale, such meat; and the said magistrate is hereby directed and empowered to cause such person, if inhabiting or residing within the said city, or the precincts thereof, to enter into a recognizance, in the name of the state, to the use of this corporation, with two good securities, to make his appearance at the next mayor's court, to answer such complaint against him; and in case such person or persons shall refuse to enter into a recognizance with such securities, the said magistrate is hereby directed and empowered to commit such offender until he shall enter into such recognizance, with securities as aforesaid.

A BY-LAW to prevent the introduction of the small-pox into the city of Annapolis, or the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That whatever inhabitant of the said city, or the precincts thereof, shall, for the time being, introduce or bring the small-pox into this city, or the precincts thereof,

thereof, by inoculation, betwixt the last day of June and the first day of September, yearly, or shall take or receive into his or her house or family any person whatever, not being an inhabitant of the said city, or the precincts thereof, who either is at the time, or comes to town to be, infected with the small-pox, in order to nurse or tend such person in that distemper, knowing such person to be then infected, or that such person came to town with design to be infected with such distemper, such inhabitant, so introducing or bringing the small-pox into this city, or the precincts thereof, by inoculation, betwixt the times aforesaid, or taking or receiving, at any time, any such person, not an inhabitant as aforesaid, shall, for every such offence, forfeit and pay the sum of three pounds current money, to be recovered by indictment or confession, to the use of this corporation.

II. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That every inhabitant of this city, or the precincts thereof, who shall offend as aforesaid, shall, for every twenty-four hours that any such person as aforesaid, not an inhabitant as aforesaid, shall continue in the house or family of such inhabitant, forfeit and pay the further sum of three pounds current money aforesaid, to be recovered as aforesaid, to the use aforesaid.

III. PROVIDED ALWAYS, That this by-law, nor any thing herein contained, shall extend, or be construed to extend, to the taking or receiving of any person, who, coming to this city, or the precincts thereof, about his necessary business, shall have been, or shall be, casually infected with the said distemper,
and

and taken so ill as that it may not be safe for such person to retire from the city, or the precincts thereof; nor to the taking or receiving into his house or family any person or persons who may come into this city, or the precincts thereof, to be infected with the small-pox, in order to nurse or tend such person in that distemper, at the time of a general inoculation within this city, and the precincts thereof.

IV. THIS by-law to commence on the first day of March next.

A BY-LAW for regulating ordinaries within the city of Annapolis, and the precincts thereof, and for granting licences to ordinary-keepers and to retailers of spirituous liquors.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That at every January court, during the continuance of this by-law, the mayor, recorder and aldermen, of this city, or any three or more of them, in court sitting, be and are hereby authorised, empowered and directed, to grant licences to such person or persons, of good repute, as they shall approve, to be ordinary-keepers, for keeping ordinaries and houses of entertainment, and also to such person or persons as they shall approve and think fit, to be retailers of wine, rum, brandy, whisky, or other distilled spirituous liquors, strong beer and cider, within this city, or the precincts thereof, for the space of one year from the time of obtaining such licence; and every person licensed to keep ordinary as aforesaid, shall, at the
time

time of obtaining such licence, pay to the sheriff of this city, for the use of the corporation, the sum of six pounds current money, and every person licensed to retail spirituous liquors as aforesaid, shall, at the time of obtaining such licence, pay to the sheriff of this city, for the use of the corporation, the sum of three pounds like money, and for every licence obtained, the party obtaining the same shall pay to the clerk of the said court the sum of two shillings and six-pence like money; and no person shall have licence to keep ordinary, or to retail spirituous liquors, other than the master, mistress, or principal or head, of the house in which said ordinary shall be kept, or spirituous liquors retailed.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every ordinary-keeper licensed as aforesaid shall, within two months after obtaining licence as aforesaid, provide, and constantly keep in his house, six good feather beds, besides those necessary for the family's use, with sufficient warm covering for the same, and hay, Indian corn or oats, and straw for litter, and stabling for six horses at least, under the penalty of three pounds current money for every neglect.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person inhabiting within this city, or the precincts thereof, not having obtained licence as aforesaid, shall sell by retail any wine, rum, brandy, or other distilled spirituous liquors, strong beer or cider, under the penalty of three pounds current money for each offence.

IV. AND

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person applying for licence as aforesaid shall, at the time of granting the same, enter into a recognizance, in the name of the state, to the use of this corporation, in the sum of one hundred pounds current money, with two sufficient sureties, conditioned, "That if the person or persons so obtaining such licence shall well and truly observe, perform, fulfil and keep, the several matters and things in this by-law particularly specified, and in every respect conform themselves thereto, then the said recognizance to be void;" provided, that if the person, for whom such licence be applied for, be unable to attend the court, or absent from the city, or the precincts thereof, then a recognizance shall be taken from any other person duly authorized to give the same on behalf of such person for whose use such licence may be applied for.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That any person inhabiting or residing within this city, or the precincts thereof, (not licensed agreeably to this by-law) who shall sell or barter less than ten gallons of wine, rum, brandy, or any other spirituous liquors, strong beer or cider, shall be deemed and taken as a retailer within the intent and meaning of this by-law.

VI. AND BE IT ESTABLISHED AND ORDAINED, That no retailer, licensed as aforesaid, shall sell any wine, rum, brandy, or other distilled spirituous liquors, strong beer or cider, to be drunk in his house, nor in less quantity than one pint,
under

under the penalty of three pounds current money for each offence.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no ordinary-keeper, licenced as aforesaid, shall sell or vend any quantity of wine, rum, brandy, or other spirituous liquors, strong beer or cider, to be drank out of his house, unless it be to sailors, or persons immediately going by water, under the penalty of three pounds current money for each offence.

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That at every January court, during the continuance of this by-law, the mayor, recorder and aldermen, of this city, or any three or more of them, in court sitting, be and are hereby authorized, empowered and directed, to grant licences to such person or persons, of good repute, as they shall approve, to keep billiard-tables within this city, or the precincts thereof, in their houses, until the next January court, for which such person shall pay to the sheriff of this city, for the use of this corporation, the sum of thirty shillings current money; and every person or persons keeping a billiard-table in use, without licence as aforesaid, shall forfeit and pay the sum of forty shillings for every month he or they shall keep such billiard-table without such licence as aforesaid, to the use of this corporation.

IX. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the mayor, recorder, or any one alderman,

man, on application to him made by any person, (not rejected, before such application made, by the mayor's court,) and who may be, in his opinion, properly qualified, to grant such person a permit to keep an ordinary or house of entertainment, or to retail spirituous liquors, or to keep a billiard-table, or coffee-house, within this city, or the precincts thereof, until the next January mayor's court thereafter.

X. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person obtaining such permission from the mayor, recorder, or any one of the aldermen, shall be subject and liable to all the regulations and the penalties inflicted by this by-law, during the time for which the said permit shall extend, except that of selling without licence.

XI. AND BE IT ESTABLISHED AND ORDAINED, That every person making such application, shall thereupon pay a sum in proportion to the time between the obtaining such permission and the next January court, to the mayor, recorder or alderman, granting the same, who are hereby respectively required to pay over to the treasurer of the corporation for the time being, all sums of money by him received, within ten days after granting such permit, and return a list of such permissions at the said January court.

XII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the mayor's court may annually, at their January court sitting, or oftener if they think proper, ascertain, in current money, the rates and prices, for the year next ensuing;

selling, of liquors, victuals, provender and other provisions, and lodging and accommodations, sold or furnished by ordinary-keepers within this city, and the precincts thereof, of which rates the clerk of the court shall furnish each ordinary-keeper with a copy, and be paid therefor the sum of two shillings and sixpence current money, and every ordinary-keeper shall set up such copy in the most public and convenient place in his house, under the penalty of ten shillings like money for every day's neglect; and if any ordinary-keeper shall, directly or indirectly, ask or receive more than the rates or prices so fixed and allowed, he shall forfeit and pay twenty shillings current money for every offence, to be recovered before the mayor, recorder, or any one of the aldermen, of this city, or by indictment or confession in the mayor's court.

XIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any ordinary-keeper or retailer shall keep a disorderly house, upon complaint made thereof to the mayor, recorder or aldermen, it shall and may be lawful for any three or more of them, in court sitting, to suppress such ordinary-keeper or retailer, and during the vacation or recess of the court, upon complaint made to the mayor, recorder and aldermen, or any two of them, or upon their own observation, of such disorderly house, it shall be lawful for them to suspend such ordinary-keeper or retailer until the next court, who may hear and finally determine on the conduct of such ordinary-keeper and retailer, and either entirely suppress, or permit the continuance of, such ordinary-keeper or retailer; and if any ordinary-keeper or retailer,

tailer, suspended as aforesaid, shall presume, during such suspension, to keep ordinary or retail, he shall forfeit three pounds current money for every offence.

XIV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every licensed ordinary-keeper and retailer shall sell only by sealed measures, (except bottled cider, perry, quince-drink and strong beer, the produce of this state, and such liquor as shall be imported into this state in bottles); and every ordinary-keeper and retailer, who shall neglect to keep a sealed quart, pint, half-pint, and gill measures, or who shall refuse or neglect to sell by the same, shall forfeit and pay forty shillings current money for every refusal or neglect, to be recovered before the mayor, recorder, or any one of the aldermen, on complaint, or in the mayor's court by indictment or confession, to the use of this corporation; and it shall be lawful for the mayor, recorder, or any alderman, on complaint, to enter into any ordinary, or house of any retailer, and there call for and inspect the measures used by them.

XV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any person inhabiting within this city, or the precincts thereof, shall presume to keep ordinary within this city, or the precincts thereof, without licence obtained as aforesaid, he shall forfeit and pay three pounds current money for every offence; and if any person, residing as aforesaid, shall sell by retail any wine, rum, brandy, whisky, or other distilled spirituous liquors, strong beer or cider, without licence obtained as
aforesaid,

aforesaid, he shall forfeit and pay three pounds current money for every offence; provided, that any merchant, or person keeping store for the sale of merchandise, may, without licence, sell any wine, rum, brandy, whisky, and other distilled spirituous liquors and cider, not less than ten gallons at one and the same time to one or more persons, so that such liquor, nor any part thereof, be not drank in his house or store; and provided, that any person, his agent, clerk, or other manager, may sell or supply any rum, or other spirituous liquors, (not less than one pint at the same time,) to tradesmen, labourers or others, hired or employed by such person, or his agent, clerk or manager.

XVI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall not be lawful for any licensed ordinary-keeper to sell any wine, rum, brandy, whisky, or other spirituous liquors, mixed or unmixed, strong beer or cider, at any fair or horse-race, after sunset, under the penalty of thirty shillings current money for every offence.

XVII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the mayor, recorder and aldermen, in court sitting, at every January court, to grant licence to any person or persons of good repute, as they shall approve, to keep a coffee-house within this city, or the precincts thereof, until the next January court, for which such person or persons respectively shall pay to the sheriff of this city, for the use of the corporation, the sum of three pounds current money; and every person or persons keeping a coffee-house
without

without licence as aforesaid, shall forfeit and pay the sum of forty shillings for every month he or they shall keep such coffee-house without such licence as aforesaid, to the use of this corporation.

XVIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all and every the penalties and forfeitures by this by-law inflicted, shall and may be recovered in the mayor's court of this city by indictment or confession, to the use of this corporation.

A BY-LAW to prevent accidents arising from the galloping horses through the streets, lanes or alleys, of this city, and the neglect of carters or others driving carts, drays or waggons, therein.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That any person residing within this city, or the precincts thereof, who shall, by galloping, or otherwise force at an improper speed, any horse, mare or gelding, through any of the streets, lanes or alleys, of this city, shall, if a freeman, forfeit and pay, for every such offence, the sum of fifteen shillings current money, to the use of this corporation, to be recovered either before any one alderman of this city, or by indictment or confession in the mayor's court; and if an apprentice, indented servant or slave, the master or mistress of such apprentice, servant or slave, shall forfeit and pay the sum of ten shillings current money, to be recovered and applied as aforesaid.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every carter and other person, who shall drive any cart, dray or waggon, in this city, or the precincts thereof, shall and are hereby obliged constantly to attend by the side of the thill horse, and not to depart therefrom, unless in case of absolute necessity, and in no case whatsoever shall get up or ride in or on such cart, dray or waggon; and if any person shall offend against the true intent and meaning of this by-law, such person shall, if a freeman, forfeit and pay, for every such offence, the sum of fifteen shillings current money, to the use of this corporation, to be recovered either before any one alderman of this city, or by indictment or confession in the mayor's court; and if an apprentice, indented servant or slave, the master or mistress of such apprentice, servant or slave, shall forfeit and pay the sum of ten shillings current money, to be recovered and applied as aforesaid.

A BY-LAW to regulate the weighing of hay, straw and fodder, within this city, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That a diligent and honest person, and an inhabitant of this city, or the precincts thereof, be appointed by the corporation to take charge of the machine erected within this city for the weighing of hay, straw and fodder, who as often as requested shall, by himself or deputy, which deputy shall be first approved by the corporation, weigh any hay, straw or fodder, or any other article which may be brought to the said machine

machine to be weighed, and who shall respectively first take the following oath before the mayor, recorder, or any one of the aldermen, of this city: "I, A. B. do swear, that I will faithfully and honestly weigh all such hay, straw or fodder, or other article, as I may be requested to weigh, without favour, affection or partiality;" which oath shall be returned, by the person taking the same, to the clerk of this corporation, who is hereby directed to enter such oath amongst the proceedings of this corporation from time to time, as often as returned to him; and the said weigher shall also first enter into bond, with two good sureties, to be approved by the mayor for the time being, in the penalty of two hundred pounds current money, to the state of Maryland, to the use of this corporation, conditioned as follows: "The condition of the above obligation is such, that if the above bound A. B. as weigher of hay, straw, fodder, and other articles, in the city of Annapolis, shall well and truly account for, and pay to the corporation of the said city, all monies by him or his deputy received under a by-law to regulate the weighing of hay, straw and fodder, within this city, and the precincts thereof, and shall well and truly discharge his duty in the said station of weigher, according to the directions of the said by-law, then the above obligation to be void, otherwise to remain and be in full force and virtue in law;" and the said weigher is hereby empowered to receive from the purchasers of hay, straw and fodder, respectively, for every one hundred and twelve pounds of hay, straw or fodder, he shall weigh for such purchasers, the sum of three-pence current money, and so pro rata, be the quantity more or less, and for all other articles weighed by
him

him the sum of two shillings and six-pence current money the load.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all hay, straw and fodder, shall be weighed by the long hundred, that is, allowing one hundred and twelve net pounds for every hundred weight thereof.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person within this city, and the precincts thereof, who shall purchase any hay, straw or fodder, brought by land or water to this city, or the precincts thereof, shall have the same weighed by the person appointed by the corporation to weigh the same for the time being, or by his said deputy, and in case the said purchaser of hay, straw or fodder, shall refuse or neglect to have the same weighed pursuant to this by-law, such purchaser shall forfeit and pay, to the use of this corporation, the sum of forty shillings current money for every such refusal or neglect, to be recovered by indictment or confession.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said weigher shall forthwith weigh all such hay, straw and fodder, and other articles, as he may be requested from time to time to weigh, under the penalty of forty shillings current money for every refusal or neglect, to the use aforesaid, to be recovered as aforesaid.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said weigher shall
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keep a book, in which he shall enter each and every load of hay, straw or fodder, or other article, weighed by him or his deputy, under separate and distinct heads, with the weight thereof, together with the name of the purchaser of the same, which he shall deliver to the corporation whenever and as often as he is required by them, under the penalty of forty shillings current money for every refusal or neglect, to be recovered as aforesaid, to the use aforesaid; and the said weigher is hereby required and directed to make out, under his hand, and deliver to the carrier of the said hay, straw, fodder, or other articles, a certificate expressing the name of the seller of the hay, straw or fodder, or other article, with the weight thereof, under the penalty of ten shillings current money for every refusal or neglect, to be recovered as aforesaid, to the use aforesaid.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said weigher shall make out two lists of all the hay, straw and fodder, and other articles, weighed by him, with the weight thereof, together with the names of the purchasers, one of which he is to deliver to the clerk of the corporation, to be by him kept, and the other to the treasurer for the time being, at January court annually, under the penalty of forty shillings current money for every neglect, to be recovered as aforesaid, to the use aforesaid.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said weigher shall and may retain one half of the money he may receive as weigher, as a compensation for his trouble,

and the other half he shall pay, at January court annually, to the treasurer of this corporation for the time being.

A BY-LAW regulating weights and measures.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That no person or persons within the said city, or the precincts thereof, shall sell or vend any goods, wares or merchandises, whatsoever, but by weights or measures stamped, and of full weight and measure, according to the standard weights and measures now established for Anne-Arundel county, until a standard of weights and measures shall be established by the United States, and when such standard shall be established, then according to the standard established by the United States, under the penalty of forty shillings current money for every offence, to the use of this corporation, to be recovered by indictment or confession.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That the mayor for the time being shall have full power and authority, either in person, or he may appoint some other reputable person or persons, to inspect the weights and measures of all retailers, and other persons vending goods, wares or merchandises, within this city, as often as he may judge convenient; and if the said mayor shall discover any person or persons whose weights or measures shall not be stamped, and, if stamped, shall not be of full weight and measure according to the standard

ard aforesaid, then the said mayor shall bind over such person or persons, by recognizance, to appear at the next mayor's court to answer the same; and if the person or persons appointed as aforesaid, shall discover any person or persons offending as aforesaid, he or they shall carry the person or persons so offending before the mayor, recorder, or some one of the aldermen, of the said city, and if the said mayor, recorder or alderman, shall judge the information well founded, he shall bind over the person or persons so offending, by recognizance as aforesaid.

A BY-LAW to establish a counter of shingles, clap-boards, pale-boards and staves, and a measurer of plank, scantling, grain, flax-seed and lime, within the city of Annapolis.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same,* That it shall and may be lawful for the mayor's court to appoint a person of good repute to be counter of all shingles, clap-boards, pale-boards and staves, and measurer of all plank and scantling, grain, flax-seed and lime, brought by land or water to, and sold in, the said city.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid,* That from and after the publication hereof, all shingles, clap-boards, pale-boards and staves, which shall be brought by land or water to, and offered for sale in, the said city, shall be counted, and all plank and scantling so brought and offered for sale, shall be measured, by the officer
so

so as aforefaid to be appointed, if he shall be thereunto required, at the choice and election of either the purchaser or seller of such shingles, clap-boards, pale-boards, staves, plank and scantling, for which trouble he the said officer shall and may demand, have and receive, of the purchaser or seller of the shingles, clap-boards, pale-boards, staves, plank and scantling, who shall require the same to be counted or measured, the sum of six-pence current money for every one thousand shingles, and no more, and so pro rato; for every one thousand pale-boards, clap-boards or staves, the sum of one shilling current money, and no more, and so pro rato; for every one thousand feet of plank the sum of six-pence current money, and no more, and so pro rato; and for every one thousand feet of scantling the sum of six-pence current money, and no more, and so pro rato.

III. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforefaid, That from and after the publication hereof, all grain of any kind, flax-seed and lime, which shall be brought by land or water to, and offered for sale in, the said city, shall be measured by the officer so as aforefaid to be appointed, with proper measures, to be tried and stamped by the standard provided for that purpose, if he shall be thereunto required, at the choice and election of either the purchaser or seller of such grain, flax-seed and lime, for which trouble he the said officer shall and may demand, have and receive, of the purchaser or seller of the grain, flax-seed or lime, who shall require the same, the sum of one shilling and eight-pence current money for every one hundred bushels of grain, flax-seed or lime, and no more, and so pro rato.

IV. AND

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said officer, so as aforesaid to be appointed, shall, and he is hereby required, on his appointment and before his executing the said office, to make oath, or affirmation if a quaker, before the mayor, recorder, or any one of the aldermen of this city, "That he, when required, will well and truly, according to the best of his skill and knowledge, count all shingles, clap-boards, pale-boards and staves, and measure all plank and scantling, grain, flax-seed and lime, without any fear, favour, affection, malice or partiality, whatever, to the buyer or seller; and that he will not, willingly or wittingly, charge, ask, take, receive, exact or demand, any other or larger fees or rates for doing his duty in his office, than is mentioned and directed by this by-law."

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the said officer shall count all shingles, clap-boards, pale-boards and staves, and measure all plank and scantling, grain, flax-seed and lime, as he shall be reasonably requested from time to time, under the penalty of ten shillings current money for every neglect or refusal, to be recovered before the mayor, recorder, or any one alderman, or in the mayor's court by indictment or confession, to the use of this corporation.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the mayor's court shall be and are hereby empowered, at any time, to displace or remove the said officer, if the court shall see cause, and shall and may nominate and appoint

point another person of good repute to such office, who shall have power to execute the same office, according to the directions of this by-law, on his taking the said oath of office.

A BY-LAW to appoint a treasurer.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That there shall be a treasurer to the corporation of this city, to be nominated and appointed by the corporation, who, before he enters upon the execution of his office, shall enter into bond, in the name of the state of Maryland, to the use of this corporation, with sufficient security, to be approved by the mayor, in the penalty of three hundred pounds current money, conditioned as follows; that is to say, "The condition of the above obligation is such, that if the above bound A. B. as treasurer of the corporation of the city of Annapolis, shall well and truly discharge his duty in the said office, and, when required by the corporation, regularly account with, and pay over, all monies received by him for their use, then the above obligation to be void, otherwise to remain and be in full force and virtue in law."

II. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That the corporation shall be and are hereby empowered, at any time, to displace or remove the said treasurer from his office, if they shall see cause, and shall and may nominate and appoint another person to such office, who shall have power to execute the said office, on his giving bond as aforesaid.

III. AND

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all officers and others in the receipt of monies to the use of this corporation shall, where no time is limited for the payment of the same, pay the same over to the said treasurer immediately upon the receipt thereof, and where there is a time limited, the said officers and others shall pay over to the said treasurer the monies received by them immediately upon the time limited clapsing.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the said treasurer, and he is hereby empowered, to demand and receive, from all persons, all sums of money due and owing, and which may become due, to this corporation, and, on the receipts thereof, to give discharges for the same.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the said treasurer to retain a commission of ten per cent. for all monies paid away by him on account of this corporation, and so pro rato, and no more.

A BY-LAW to prevent public and excessive gaming.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That from and after the first day of September next, it shall not be lawful, on any pretence whatever, for any person or persons to open or set up, in any part of
this

this city, or the precincts thereof, any tables for gambling, either under the denomination of A B, A B C, E O, or Faro tables, or under any other name or description whatever, except billiard-tables.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, If any person or persons shall, in opposition to this by-law, presume to open or set up, or in any manner to use or employ, any or either the tables above mentioned, that he or they shall forfeit, for every time the ball shall be cast, or the cards dealt or spread, on any of the aforesaid table or tables, the sum of three pounds current money; and every person who shall put his money on any or either of the said table or tables, for the purpose of betting, or shall in any other manner whatever bet, play or game, with the owner or owners of the said table or tables, or any other person or persons using or possessing the same, on the chances of the said table or tables, he or they shall forfeit, for every time the money is so put down, or for every bet made as aforesaid, the sum of three pounds current money each.

III. AND, as it may so happen that an offender under this act may escape before justice can be executed, BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That on information on oath being lodged with the mayor, recorder, or any of the aldermen, that any person or persons have opened and set up any of the gambling tables as aforesaid, or played at the same, that the mayor, recorder, or any one of the aldermen, may and shall issue his warrant, returnable immediately, directed to the sheriff, to apprehend

prehend the said person or persons against whom information is lodged as aforesaid, and he or they shall be obliged to enter into recognizance, with sufficient security, in such sum as the said mayor, recorder or alderman, shall determine, to appear at the next mayor's court, there to answer such complaint or information against them, and also to be of good behaviour; and if the said person or persons cannot find security for his appearance, the said mayor, recorder or alderman, before whom he shall be brought, may commit the said person or persons to jail till he shall find security as aforesaid.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every citizen of Annapolis, or the precincts thereof, who shall suffer or permit, under any pretence whatever, any person or persons to open or set up, in any part of his or her house within the said city, or the precincts thereof, any of the before-mentioned tables for gaming, shall be fined three pounds current money for every quarter of an hour the said table or tables shall remain in his or her house, opened or set up for the purpose of gaming as aforesaid.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every citizen of Annapolis, or the precincts thereof, who shall suffer or permit, under any pretence whatever, any person or persons, being inhabitants of the said city or precincts, under the age of twenty-one years, to play, in any part of any of his or her houses within the said city, or the precincts thereof, at billiards, or any other game or games, for money, liquor, or any other article or
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thing, shall be fined the sum of three pounds current money for every offence.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the fines to be recovered in virtue of this by-law, shall go, one half to the informer, and the other half to the use of the corporation, and where no informer, the whole to the corporation.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the fines imposed by this by-law may be recovered by indictment or confession.

A BY-LAW to regulate the assize of bread within the city of Annapolis, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That it shall and may be lawful for the mayor, recorder and aldermen, or any three of them, monthly or oftener, to set, ascertain and appoint, in the city of Annapolis, and the precincts thereof, the assize and weight of the several sorts of bread following, which shall, in the said city, and the precincts thereof, be made for sale, sold or exposed to sale, and the price to be paid for the same; and that in every assize of bread, which shall be so set in pursuance of this by-law, due regard shall be had, from time to time, to the market price which flour, whereof such bread shall be made, shall be sold; and that the said assize shall be set and ascertained according to the table following,

lowing, in avoirdupois weight of sixteen ounces to the pound: When the price of fine flour, middlings and rye flour, by the one hundred and twelve pounds weight respectively, shall be seven shillings, then a four-penny loaf shall weigh three pounds five ounces and a half; when seven shillings and six-pence, then three pounds three ounces and a half; when eight shillings, then three pounds two ounces; when eight shillings and six-pence, then three pounds and half an ounce; when nine shillings, then two pounds fifteen ounces; when nine shillings and six-pence, then two pounds fourteen ounces; when ten shillings, then two pounds twelve ounces and a half; when ten shillings and six-pence, then two pounds eleven ounces; when eleven shillings, then two pounds ten ounces; when eleven shillings and six-pence, then two pounds nine ounces; when twelve shillings, then two pounds eight ounces; when twelve shillings and six-pence, then two pounds seven ounces; when thirteen shillings, then two pounds six ounces; when thirteen shillings and six-pence, then two pounds five ounces; when fourteen shillings, then two pounds four ounces; when fourteen shillings and six-pence, then two pounds three ounces; when fifteen shillings, then two pounds two ounces and a half; when fifteen shillings and six-pence, then two pounds one ounce and a half; when sixteen shillings and three-pence, then two pounds and half an ounce; when seventeen shillings, then one pound fifteen ounces and a half; when seventeen shillings and nine-pence, then one pound fourteen ounces and a half; when eighteen shillings and six-pence, then one pound thirteen ounces and a half; when nineteen shillings and three-pence, then one pound thirteen ounces; when twenty

ty shillings, then one pound twelve ounces and a half; when twenty shillings and nine-pence, then one pound eleven ounces and a half; when twenty-one shillings and six-pence, then one pound ten ounces and a half; when twenty-two shillings and three-pence, then one pound and ten ounces; when twenty-three shillings, then one pound nine ounces and a half; when twenty-four shillings, then one pound eight ounces and a half; when twenty-five shillings, then one pound seven ounces and a half; and so in proportion for loaves of a larger or smaller size.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That after the fixing and setting the affize, weight and price, of all kinds of bread by the mayor, recorder and aldermen, or any three of them, the same shall, with all convenient speed, be made public, in such manner as the said mayor, recorder and aldermen, or any three of them, shall think proper, and shall be in force until a new affize shall be fixed and set.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That after any affize of bread shall be set in pursuance of this by-law, no alteration shall be made therein, either to raise the same higher, or to sink the same lower, unless the price of flour shall be one shilling and three-pence per hundred weight more, or one shilling and three-pence per hundred weight less, than at the last affize.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That every person
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and persons who shall make any loaf-bread of wheat or rye flour for sale in the said city, and the precincts thereof, shall mark all the bread he shall bake with the initials of his christian name, and his surname at length, and with the following letters, to distinguish the several sorts; that is to say, the fine white bread with F, middling bread with M, and rye bread with R; which several sorts of bread shall be made in the manner following: The fine white bread of the best fine white flour, the middling bread of good middlings, and the rye bread of good rye flour, and the loaves of such bread shall be a penny loaf or roll, a two-penny, a four-penny, a six-penny, an eight-penny, and a twelve-penny loaf, and no other.

V. AND BE IT ESTABLISHED AND ORDAINED, by the Authority aforesaid, That if any person or persons whatsoever, within the said city, or the precincts thereof, shall, after the assize of bread is fixed and set as aforesaid, make for sale, sell or expose to sale, any of the several sorts of bread aforesaid within the said city, or the precincts thereof, which shall not be sufficiently baked, or marked with the mark, and of the weight and fineness, directed by this by-law, every such person or persons, offending in the premises, shall forfeit all such bread so deficient in weight or fineness, and not marked as aforesaid, and also forfeit and pay the sum of ten shillings current money for every such offence, to be recovered before the mayor, recorder, or any one alderman, or by indictment or confession in the mayor's court, and applied to the use of the corporation; and that it shall and may be lawful for such person or persons as the said mayor, recorder and aldermen, or any three of
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them, shall appoint, at least twice in every month, to examine and weigh all such bread, and to seize all such as he or they shall find deficient in weight or fineness, and not baked or marked as aforesaid, and send the same to the poor-house; and if any baker, or other person, shall refuse to suffer the person or persons appointed as aforesaid to enter his house, or other suspected place, to examine and weigh his bread, he shall forfeit and pay the sum of three pounds current money for every such offence, to be recovered as aforesaid, and the person or persons appointed as aforesaid shall have one half part of such penalty for his trouble, and the residue shall be to the use of the corporation.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any baker shall conceive himself aggrieved by the seizure of bread as aforesaid, he may appeal to the mayor, recorder, or any one of the aldermen, who thereupon shall issue his warrant to three indifferent and judicious persons, who shall, under the penalty of seven shillings and six-pence current money each, to be recovered and applied as aforesaid, view the said bread, and make report to him according as they shall find the same, and the said mayor, recorder or alderman, shall thereupon proceed to give judgment on the said report, or the report of any two of them; and if it shall appear to the said mayor, recorder or alderman, that the said bread was justly seized, the baker shall be liable to the penalty first mentioned, and costs, but in case the said bread upon trial shall be found of due weight and fineness, and marked and baked as this by-law directs, it shall be returned to the baker, and
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such baker shall thereupon be exempted from all costs arising in consequence of such complaint, which costs shall be paid by the corporation; and if any person purchasing bread, shall find it deficient in any of the particulars before mentioned, he or she may make complaint thereof, within one day after the said bread shall be so purchased, to the mayor, recorder, or any one alderman, who is hereby authorized and required to issue his warrant for the person or persons of whom the bread was purchased, and to hear and examine such complaint, and if the said bread shall be deficient in any of the said particulars, the baker thereof shall, for every offence, be adjudged to pay the penalty first mentioned, with costs.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any person or persons in the city of Annapolis, or the precincts thereof, shall adulterate, or mix any potash, soap, allum, or any other improper or unwholesome ingredient, in any kind of flour of which bread shall be made for sale, every such person or persons shall, for every such offence, forfeit and pay the sum of three pounds current money, to be recovered as aforesaid, and applied as aforesaid.

VIII. AND BE IT ESTABLISHED AND ORDAINED, That the person or persons to be appointed from time to time in virtue of this by-law, to search for and seize bread made contrary to the regulations herein before mentioned, shall take the following oath or affirmation: "I will, to the best of my skill and judgment, faithfully do and perform all and singular the matters and things enjoined and required

quired of me by the by-law, entitled, A By-law to regulate the affize of bread within the city of Annapolis, and the precincts thereof."

A BY-LAW relating to the sweeping of chimnies within the city of Annapolis, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same, That at every January court, during the continuance of this by-law, the mayor, recorder and aldermen, of this city, or any three or more of them, in court sitting, be and are hereby authorised, empowered and directed, to grant a licence to such person as they shall approve, to sweep the chimnies in the said city, and the precincts thereof, for the space of one year from the time of obtaining such licence; and the person licensed as aforesaid shall, at the time of obtaining such licence, pay to the sheriff of this city, for the use of the corporation, the sum of five pounds current money, and to the clerk of the court the sum of five shillings like money; that the person licensed as aforesaid employ as many sweeps as he may find necessary, and be obliged to sweep, or cause to be swept, all chimnies in the said city, and the precincts thereof, at the rates hereafter mentioned, and in case of his refusal or neglect to sweep, or cause to be swept, any chimney within the said city, or the precincts thereof, for the space of twenty-four hours after personal application to him, or a written application left at his last place of abode, he shall forfeit and pay the sum of ten shillings current money for every offence, to be recovered before the mayor, recorder, or any one alderman,

derman, or in the mayor's court by indictment or confession, and applied to the use of the corporation; and in case the chimney, for the sweeping of which application is made, shall catch fire, so as to blaze out of the top thereof, after the expiration of twenty-four hours after application made as aforesaid, he shall also forfeit and pay, for every such offence, the sum of forty shillings current money, the sum imposed by law for such offence, and the person making the application shall not be liable therefor; and if he shall be convict of a second offence within the year, he shall forfeit his licence.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the person applying for licence as aforesaid shall, at the time of granting the same, enter into a recognizance in the name of the state, to the use of this corporation, in the sum of one hundred pounds current money, with sufficient security, conditioned, "that if the person obtaining such licence shall well and truly observe, perform, fulfil and keep, the several matters and things in this by-law particularly specified, and in every respect conform himself thereto, then the said recognizance to be void."

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case of the death or removal of the person licensed as aforesaid, or in case of his having forfeited his licence, it shall and may be lawful for the mayor, recorder and aldermen, or any three of them, in court sitting or out of court, to grant a permit to a person, not before rejected by the mayor's court, and who may be in
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their opinion properly qualified, to sweep chimnies within the city of Annapolis, and the precincts thereof, until the next January mayor's court thereafter, he paying for the said permission a sum in proportion to the time between the obtaining such permission and the next January court, to the mayor, recorder and aldermen, granting the same, if out of court, and if in court sitting, to the sheriff of this city, for the use of the corporation.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the person obtaining such permission shall be liable to all the regulations and penalties inflicted by this by-law, during the time for which the said permit shall extend, except that of sweeping without licence.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any chimney, swept by the person licensed as aforesaid, or by his sweeps, shall catch fire so as to blaze out of the top thereof, contrary to law, within twenty days after the same shall have been swept, the person so licensed shall forfeit and pay, for every such offence, the sum of three pounds current money, to be recovered and applied as aforesaid, and the person whose chimney shall so blaze out, contrary to law, shall not be liable therefor.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall not be lawful for any inhabitant of this city, or the precincts thereof, to employ any person, other than the person licensed as aforesaid, to sweep or cause to be swept,
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for hire or pay, any chimney within this city, or the precincts thereof, under the penalty of twenty shillings current money for every offence, to be recovered and applied as aforesaid.

VII. AND, whereas it is found by experience, that all chimnies in which fires are constantly kept ought, for their security from taking fire, to be swept every month, and it is thought expedient, for the encouragement of the inhabitants in having their chimnies regularly swept within the time aforesaid, to make the rate or price of sweeping as reasonable as possible, and as a fine or punishment on those who are negligent, to authorise the person licensed as aforesaid to charge a higher rate; therefore, BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That the person licensed as aforesaid be authorised to charge and receive, from such persons as employ him to sweep their kitchen chimney every month, and their other chimnies monthly, from the first day of October till the first day of May in every year, the following rates, and no more; that is to say, for a funnel of one story, six-pence, of two stories, nine-pence, of three stories, one shilling, and of four or more stories, one shilling and three-pence; and from all persons who neglect or refuse to have their chimnies swept monthly as aforesaid, he shall be authorised to demand and receive for sweeping the same, one third more for every omission than if swept within the month; provided, that no person shall be subject to pay the additional rate for sweeping his chimney, unless he refuses or neglects to have the same swept for twenty-four hours beyond the month, after application made to him for that purpose by the person licensed

cenſed as aforeſaid, his agent, or ſome of his ſweeps ; provided alſo, that nothing in this by-law contained ſhall be conſtrued or taken to prevent any perſon or perſons from ſweeping his or their chimnies by their ſervants or ſlaves.

VIII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforeſaid*, That it may be lawful for the mayor, recorder and aldermen, or any three of them, and they are hereby required, to meet before the firſt day of September next, and to appoint a perſon to ſweep chimnies within this city, and the precincts thereof, and to grant him a permiſſion until January mayor's court next, and to receive the money in proportion to the time for which the permit is granted ; and the perſon obtaining ſuch permiſſion ſhall be liable to all the regulations and penalties inflicted by this by-law, during the time for which the ſaid permiſſion ſhall extend, except that of ſweeping chimnies without licence.

A BY-LAW to regulate the market in the city of Annapolis.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the ſame*, That two days in the week ſhall be held as market-days within the city of Annapolis, to wit: Wednesday and Saturday ; and that all victuals and proviſions brought to the ſaid city, or the precincts thereof, for ſale, upon thoſe or any other days, (Sundays excepted) ſhall be carried to the market-houſe within the ſaid city, there to be ſold at the ſtated market-

market-hours, to wit: From any time in the morning until nine o'clock in the forenoon, in the months of May, June, July, August and September, and until ten o'clock in the forenoon the rest of the year.

II. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person shall buy, or cause to be bought, of any person or persons bringing, or having brought, any kind of victuals or provisions whatsoever to the said city for sale, either upon the above stated market-days, or other days of the week, (Sundays excepted,) during the time of the above stated market-hours, at any place whatsoever but at or in the aforesaid market-house, under the penalty of twenty shillings current money for every such offence.

III. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any apprentice, indented servant or slave, shall buy any kind of victuals or provisions bringing or brought to the said city, or the precincts thereof, for sale as aforesaid, either upon the above stated market-days, or other days of the week, (Sundays excepted,) during the time of the above appointed market-hours, at any other place whatsoever but at the aforesaid market-house, the master or mistress of such apprentice, indented servant or slave, shall pay the sum of ten shillings current money for every such offence.

IV. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That if any person
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or persons inhabiting or residing within the said city, or the precincts thereof, shall stop any victuals or provisions, or cause them to be stopped, on their way to the said city, or the precincts thereof, and buy up, or cause to be bought up, the said victuals or provisions on their way to the said city or precincts, and sell or cause to be sold, or offer to sell, the said victuals and provisions again, such person or persons so buying and selling, or offering to sell, the said victuals or provisions, or any part thereof, as aforesaid, or causing the same to be bought and sold, or offered for sale, to any person or persons whatsoever, shall forfeit the sum of three pounds current money for every such offence.

V. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That in case any person shall buy any dead provisions within the said city, or the precincts thereof, and sell or cause to be sold, or offer to sell, the same again, he or she shall forfeit and pay the sum of forty shillings current money for every such offence.

VI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person or persons whatsoever shall purchase or buy any butter, either in firkins or otherwise, brought to the said market, during the time of the above stated market-hours, and sell or cause to be sold, or offer to sell, the same again, or any part thereof, under the penalty of three pounds current money for every such offence.

VII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That no person or
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persons whatsoever shall buy any eggs, fruit or pulse, brought to the said market, during the time of the above stated market-hours, and sell or cause to be sold, or offer to sell, the same again, or any part thereof, under the penalty of twenty shillings current money for every such offence.

VIII. PROVIDED ALWAYS, AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That nothing in this by-law contained shall be construed or taken so as to prevent any person from buying or purchasing fish at the public wharf adjoining the market-place, or from buying or purchasing hay, fodder and straw, oysters, beef in barrels or larger casks, fish and pork in ditto, flour and bread in ditto, dry fish, live stock, such as cattle, sheep and hogs, wheat, Indian corn, dried peas and beans, oats, rye, bran and fruit, at any time or place within the said city, or the precincts thereof, nor from buying bacon after the above stated market-hours, and selling the same again, any by-law or ordinance to the contrary in anywise notwithstanding.

IX. AND BE IT ESTABLISHED AND ORDAINED, That the clerk of the market shall, on the first Monday in September next, after giving ten days previous notice, by advertisement at the market-house, and on the first Monday in January every year thereafter, offer to be rented, to the highest bidder, the several stalls in the said market; provided, that he shall not dispose of those stalls on the west side of the market for a less price than at the rate of forty-five shillings each by the year,

year, and those on the east side thereof at the rate of thirty shillings each by the year, after which time he shall in no case permit any inhabitant of the city to make use of the said stalls, except the persons who shall have so rented the same; and if the said stalls shall not be rented on the days so limited, the mayor shall have full power and authority, at any time thereafter, to rent the same for the remainder of the year, and for proportionate sums, to any persons that he may deem proper; and the said clerk shall return a list of the names of the persons who shall have rented the said stalls, to the mayor, who is hereby authorised and empowered to receive the prices that have been agreed on, grant permits to such applicants, pay all monies by him received by virtue of this act to the treasurer of the corporation within ten days after granting the permits, and return an account thereof to the next mayor's court that shall sit in January annually.

X. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That all Indian meal sold within this city, and the precincts thereof, shall be sold by weight, and not by measure; and if any person shall purchase contrary to this by-law, he shall forfeit and pay the sum of ten shillings for every such offence.

XI. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That it shall and may be lawful for the corporation of this city to appoint a person of good repute and skill, and annually thereafter on the last Tuesday in January, to be clerk of the said market; and in case the said clerk shall die,
 resign

mayor's court, and applied to the use of this corporation.

XVII. AND BE IT ESTABLISHED AND ORDAINED, *by the Authority aforesaid*, That a by-law, entitled, A By-law to regulate the market in the city of Annapolis, passed on the twenty-fifth day of July last, be and is hereby repealed, abrogated, and made null and void.

A Supplement to the by-law to regulate the weighing of hay, straw and fodder, within this city, and the precincts thereof.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That the weigher of hay, straw and fodder, to be appointed in virtue of the by-law to which this is a supplement, shall be appointed by the corporation annually, in the last week in January, during the continuance of the said by-law, and the person so to be appointed shall give security annually, for the faithful performance of the trust, in the manner required by the said by-law.

A BY-LAW to establish fire companies, and to ascertain their duty.

BE IT ESTABLISHED AND ORDAINED, *by the Mayor, Recorder, Aldermen and Common-Council, of the City of Annapolis, and the Authority of the same*, That the mayor, and any two or more aldermen, shall, on or before the first day of September next,
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proceed to divide the said city into three equal districts, as near as may be, having regard to the number of inhabitants that may reside in each; and that district so divided which shall include the church, shall be the first district, and that which shall include the market-house, shall be the second district, and that which shall include the government-house, shall be the third district; and having so divided the districts, the said mayor and aldermen shall cause to be made out, by the clerk of the corporation, separate lists of all the free able-bodied inhabitants, above fifteen and under sixty years of age, residing in each district, and furnish a copy thereof to the constable, who shall forthwith proceed to give notice to all those of the first district to meet at the stadt-house on a day to be by them appointed, and to those of the second district to meet at the same place on the succeeding day, and to those of the third district to meet thereat on the day succeeding.

II. AND BE IT ESTABLISHED AND ORDAINED, That each company, at their aforesaid meeting, shall proceed, by ballot, under the direction of some one alderman, who shall receive and count the votes, to elect one captain and two lieutenants of the said company, which officers shall continue in authority, unless removed by the corporation, for three years, and no longer, and at the expiration of like term there shall be ever thereafter elections held for said officers; and in case of any vacancy or vacancies happening among the said officers in the intermediate space, by removal as above, by death, resignation, or ceasing to be a citizen, the company or companies wherein they may occur, shall proceed, by direction of the mayor,

mayor, and under the direction of some one alderman as afore described, to supply the same.

III. AND BE IT ESTABLISHED AND ORDAINED, That the captains of the several districts, so elected, shall proceed forthwith to take accurate lists of all persons as afore described that shall belong to their several companies, and in case of the removal of any person from the district, he shall strike his name out of the list, and on the addition of any new resident to the district, such as before directed to be enrolled, he shall add his name to the list, give him personal notice thereof, and inform him of the duties prescribed by this act.

IV. AND BE IT ESTABLISHED AND ORDAINED, That the officers of the several districts, so elected, shall proceed, within ten days after their election, to choose that inhabitant of the city whom they shall deem most worthy of the trust, to be director of the fire companies, whose authority, according to the duties prescribed by this act, shall continue over all the said officers and their companies, unless removed by the corporation, for three years, and no longer, at the expiration of which term, for ever thereafter, an election, as afore directed, shall be held to choose a director; and the said director, so appointed, shall take on him the full and entire charge and direction of the fire-engines, buckets, fire-hooks, ropes, ladders, and every other such article and implement belonging to the corporation, and shall provide for the preservation, safe keeping and keeping in perfect repair, the same, and, for this purpose, he shall make use of the old council-chamber, or such other place

or places as he may judge most proper; and all charges and incidental expences arising from the performance of this duty, shall be contracted for by the said director, with the approbation of the mayor's court, and paid for, on his order, by the treasurer of the corporation.

V. AND BE IT ESTABLISHED AND ORDAINED, That the said director shall forthwith engage, by contract under writing, for and during the term of three years, conditioned for the performance of the duty prescribed by this act under a penalty of twenty pounds, a sufficient number of able-bodied active citizens, to act as engine-men, who shall, at all times, hold themselves in readiness to work the said engines, and, on any alarm, shall repair thereto, and as soon as possible conduct the same to the place whence the alarm of fire shall arise; and, in order to render the said engine-men more expert in their duty, and prompt to execute the same, and to provide that the engines shall at all times be kept in perfect order for use, the said engine-men shall, under the orders of the director, exercise the said engines once every month in the following months, viz. January, February, March, April, June, August, October, November and December, and, as compensation for the time they shall be so employed in exercise, they shall receive at the rate of two shillings and six-pence per day, to be paid by the treasurer, on order from the director; and every engine-man who shall refuse to perform this duty, after being duly required, shall be sued by the said director on his obligation aforesaid; and every engine-man who shall fail to attend on any alarm of fire, shall forfeit and pay the sum of twenty shillings, and, on failure
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to attend on a day of exercise, he shall forfeit and pay the sum of three shillings and nine-pence, unless prevented by reasonable excuse, to be judged of by the corporation.

VI. AND BE IT ESTABLISHED AND ORDAINED, That every person enrolled in a fire company, on any alarm of fire, shall immediately, under the penalty of ten shillings, proceed to the place where the fire shall prove to be, and join their respective company or companies, and, during the emergency, every person so attending shall obey the directions of their officers, under penalty of seven shillings and six-pence for every freeman so failing.

VII. AND BE IT ESTABLISHED AND ORDAINED, That the director shall arrange all strangers and slaves that may attend in such companies, and in such departments as he shall judge most expedient, and distribute among the same, if necessary, the buckets belonging to the corporation.

VIII. AND BE IT ESTABLISHED AND ORDAINED, That every director, on his entering into office, shall cause an account to be taken by the clerk of the corporation, to be signed by himself and lodged with the said clerk, of all the fire apparatus belonging to the corporation, and on his leaving the office he shall deliver the same, or such part thereof as may remain, to the succeeding director, but no director shall be answerable for any loss, unless a wilful neglect or misapplication shall be proved, in which case he shall forfeit and pay the value thereof.

IX. AND

IX. AND BE IT ESTABLISHED AND ORDAINED, That the director shall, with the consent of the corporation, purchase any new fire apparatus that he may judge necessary, to be paid for by the treasurer of the corporation.

X. AND BE IT ESTABLISHED AND ORDAINED, That all and every the penalties and forfeitures by this by-law inflicted, shall be recovered by information before a city magistrate, or by presentment, indictment or confession, in the mayor's court, and shall be for the use of the corporation.

VII. AND BE IT ESTABLISHED AND ORDAINED, That the director shall arrange all the streets and lanes that may stand in their corporation, and in their compartments as he shall judge most convenient, and distribute among the same, if necessary, the burthen belonging to the corporation.

VIII. AND BE IT ESTABLISHED AND ORDAINED, That every person who shall cause any building to be erected, or shall cause any building to be altered, or shall cause any building to be repaired, or shall cause any building to be demolished, or shall cause any building to be removed, or shall cause any building to be moved, or shall cause any building to be changed, or shall cause any building to be converted, or shall cause any building to be used for any other purpose than that for which it was originally intended, shall be liable to a fine of five pounds for every such offence, and shall be liable to pay the costs thereof.

